

ESTTA Tracking number: **ESTTA562662**

Filing date: **10/02/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

### Petitioner Information

Name	Club Space Management, LLC, d.b.a Club Space		
Entity	Corporation	Citizenship	Florida
Address	34 N.E. 11th Street Miami, FL 33132 UNITED STATES		

Attorney information	Victoria R. Danta Venable LLP 1270 Avenue of the Americas 24th Floor New York, NY 10020 UNITED STATES vrdanta@venable.com Phone:2123706248
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### Registration Subject to Cancellation

Registration No	4257881	Registration date	12/11/2012
Registrant	SPACE IBZ PLANET, S.L. JUAN DE AUSTRIA 19 EIVISSA (ISLAS BALEARES), E-07800 SPAIN		

### Goods/Services Subject to Cancellation

Class 041. First Use: 2012/09/18 First Use In Commerce: 2012/09/18 All goods and services in the class are cancelled, namely: Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers
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### Grounds for Cancellation

Priority and likelihood of confusion	Trademark Act section 2(d)
Other	Non-Use

Related Proceedings	Filing petitions for cancellation against the following trademark registrations, owned by SPACE IBZ PLANET, S.L.: (1) SPACE DANCE (Reg. No. 3,233,552) (2) SPACE IBIZA (Reg. No. 4,065,934) (3) SPACE DANCE CHICAGO (Reg. No. 4,257,881) (4) SPACE DANCE NEW YORK (Reg. No. 4,214,158) (5) SPACE DANCE MIAMI (Reg. No. 4,257,882) (6) SPACE DANCE LAS VEGAS (Reg. No. 4,257,875)
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### Mark Cited by Petitioner as Basis for Cancellation

U.S. Registration No.	2655445	Application Date	04/27/2000
Registration Date	12/03/2002	Foreign Priority Date	NONE
Word Mark	CLUBSPACE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 1999/12/01 First Use In Commerce: 1999/12/01 Restaurant, nightclub, bar and cabaret services		

Attachments	Petition1.pdf(4467283 bytes ) Exhibit A.pdf(167080 bytes ) Exhibit B.pdf(1319453 bytes ) Exhibit C.pdf(790712 bytes ) Exhibit D.pdf(3150912 bytes ) Exhibit E.pdf(1807110 bytes ) Exhibit F.pdf(2824251 bytes ) Exhibit G.pdf(897632 bytes ) Exhibit H.pdf(1118465 bytes ) Exhibit I.pdf(832933 bytes ) Exhibit J.pdf(2241584 bytes ) Exhibit K.pdf(32420 bytes ) Exhibit L.pdf(4069610 bytes ) Exhibit M.pdf(2397765 bytes )
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## Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/s/
Name	Victoria R. Danta
Date	10/02/2013



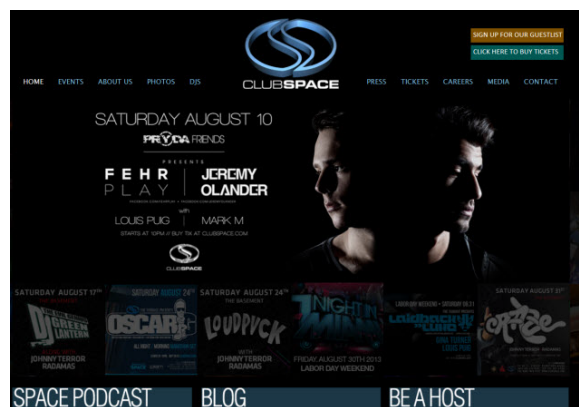
See Federal Trademark Registration No. 2,655,445 (registered December 3, 2002) (covering “restaurant, nightclub, bar and cabaret services” in International Class 042), a copy of which is annexed hereto as **Exhibit A**.

2. Petitioner’s CLUB SPACE Mark has a high degree of distinctiveness and marketplace recognition, due largely to the duration and extent of Petitioner’s use, advertising, and publicity of the CLUB SPACE Mark in commerce. See numerous promotional flyers distributed to the public as early as 2000, copies of which are annexed hereto as **Exhibit B**; photographs of celebrities taken at Club Space at 34 N.E. 11<sup>th</sup> Street, Miami, Florida, copies of which are annexed hereto as **Exhibit C**; “Rihanna Is A Pot-riotic Partier In Miami!” PEREZHILTON.COM, Aug. 12, 2013, *available at* <<http://perezhilton.com/cocoperez/2013-08-12-rihanna-american-10-deep-flag-weed-t-shirt-miami>>, *last visited* Sept. 23, 2013, a copy of which is annexed hereto as **Exhibit D**.

3. Since December 1, 1999, Petitioner has used the CLUB SPACE Mark continuously in connection with the operation of its nightclub, “Club Space.” See **Exhibit B**.

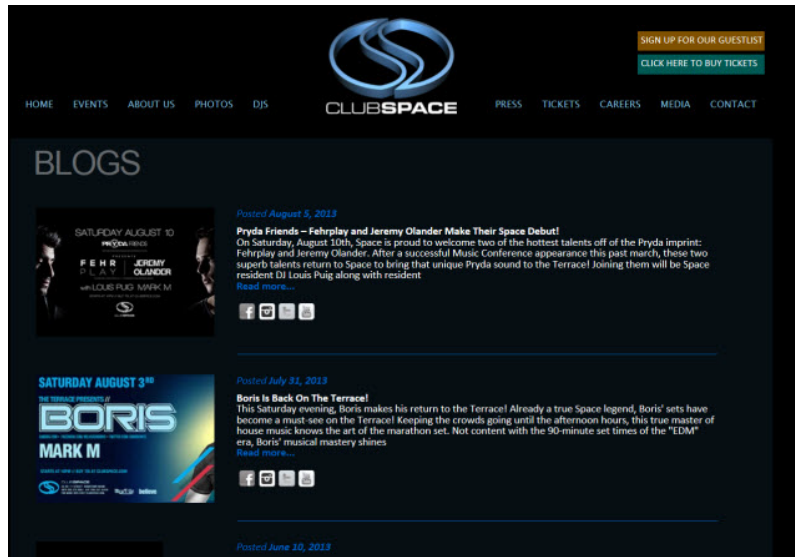
4. Petitioner has also used the CLUB SPACE Mark:

a. On its website, blog, and other social media :



Source: [www.clubspace.com/](http://www.clubspace.com/)





Source: [www.clubspace.com/blogs/](http://www.clubspace.com/blogs/)



Source: [www.facebook.com/ClubSpace/](http://www.facebook.com/ClubSpace/)

- b. In connection with Podcasts (e.g., “Club Space Podcast”; “Space Nation Podcast”; and “Space Miami Podcast”):



Source: [www.apple.com/us/podcast/space-miami-podcast/id468802120/](http://www.apple.com/us/podcast/space-miami-podcast/id468802120/)



Source: [www.clubspace.com/](http://www.clubspace.com/)

- c. In connection with its innovative events and parties hosted on the Miami dance club scene (e.g., [www.clubspace.com/events/](http://www.clubspace.com/events/)):





Source: [www.clubspace.com/](http://www.clubspace.com/); [www.clubspace.com/events/](http://www.clubspace.com/events/)

5. Petitioner and the CLUB SPACE Mark have also received prominent media attention in the past thirteen years. For example:

Rave all you want about the fabulous South Beach nightlife. But serious clubbers have known for years that Space in downtown Miami is the place to go when you really want to let loose and lose yourself in the best progressive house and trace beats in the world—till way past sunrise.

Hamersly, Michael, “Club Space turns 10,” MIAMI.COM, Nightlife, May 20, 2010, *available at* <http://www.miami.com/club-space-turns-10-article/>, *last visited* Sept. 23, 2013, a copy of which is annexed hereto as **Exhibit E**; *see also* Pajot, S., “Space Miami’s Louis Puig on His Club’s 12<sup>th</sup> Anniversary: ‘We Have Dominated, Where Others Predicted Our Demise,’” Miami

New Times, Blogs, May 12, 2012, *available at*

*<[http://blogs.miaminewtimes.com/crossfade/2012/05/space\\_12th\\_anniversary\\_louis\\_puig\\_comments.php/](http://blogs.miaminewtimes.com/crossfade/2012/05/space_12th_anniversary_louis_puig_comments.php/)>*, *last visited* Sept. 23, 2013, a copy of which is annexed hereto as **Exhibit F**.

6. As described in the Miami New Times, “[i]t’s impossible to speak of local nightlife and electronic dance music culture without mentioning Space, Miami’s quintessential megaclub.” Levisman, Sean, “Give ‘Em Space,” MIAMI NEW TIMES, Calendar, May 6, 2010, *available at* *<<http://www.miaminewtimes.com/2010-05-06/calendar/give-em-space/>>*, *last visited* Sept. 23, 2013, a copy of which is annexed hereto as **Exhibit G**.

7. In apparent recognition of this fact, Club Space was recently listed among DJ MAG’s “Top 100 Clubs list” (*available at* *<<http://www.djmag.com/content/club-space/>>*, *last visited* Sept. 23, 2013, a copy of which is annexed hereto as **Exhibit H**) (#46) and was voted “Best US Club” at the IDMA 28<sup>th</sup> Annual International Dance Music Awards, *see* “28<sup>th</sup> Annual International Dance Music Awards announce results, name Armin van Buuren as Best Producer,” DANCINGASTRONAUT.COM, *available at* *<<http://www.dancingastronaut.com/2013/03/28th-annual-international-dance-music-awards-announce-results-name-armin-van-buuren-as-best-producer/>>*, *last visited* Sept. 23, 2013, a copy of which is annexed hereto as **Exhibit I**.

8. Thus, Petitioner’s Club Space and the CLUB SPACE Mark are well known among the general public, and Petitioner has developed strong trademark rights in the CLUB SPACE Mark.

#### **RESPONDENT’S CONFUSINGLY SIMILAR MARK**

9. Respondent Space IBZ Planet, S.L., is a corporation organized and existing under the laws of Spain, with an address of JUAN DE AUSTRIA 19, EIVISSA (ISLAS BALEARES) E-

07800, SPAIN (“Respondent”), and is the owner the mark SPACE DANCE CHICAGO and design mark shown below (collectively referred to as the “SPACE DANCE CHICAGO Mark”):



10. The SPACE DANCE CHICAGO Mark was registered in the United States on December 11, 2012. *See* Federal Trademark Registration No. 4,257,881 (registered Dec. 11, 2012) (covering “Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers,” in International Class 041), a copy of which is annexed hereto as **Exhibit J**.

11. The registration was filed under Section 1(b) based on intent to use.

12. Respondent’s SPACE DANCE CHICAGO Mark is confusingly similar to Petitioner’s CLUB SPACE Mark, which was registered 10 years prior, and its registration is likely to create confusion in the marketplace. Without limitation, Respondent’s SPACE DANCE CHICAGO Mark and Petitioner’s CLUB SPACE Mark both use the defining word “SPACE” in connection with nightclub and entertainment services, and both are used in the same channels of

commerce to reach the same set of consumers. As set forth above, Petitioner's CLUB SPACE Mark is highly distinctive and has become well-known among the general public.

13. Petitioner seeks cancellation of Respondent's Registration No. 4,257,881, based on the following grounds:

- a. Fraud, namely, Respondent's fraudulent representations to the United States Patent and Trademark Office ("USPTO") that the SPACE DANCE CHICAGO Mark had been used and was in current use in commerce in the United States, when it was not;
- b. Petitioner's prior use of the CLUB SPACE Mark, to which Respondent's SPACE DANCE CHICAGO Mark is confusingly similar; and
- c. Respondent's non-use of the SPACE DANCE CHICAGO Mark in commerce in the United States.

#### **COUNT I – FRAUD**

14. Paragraphs 1 through 13c., above, are hereby reiterated and incorporated in this paragraph, as though fully set forth herein.

15. As indicated above, Respondent's application for the SPACE DANCE CHICAGO Mark was filed under Section 1(b) based on intent to use the SPACE DANCE CHICAGO Mark in commerce in the United States.

16. On April 20, 2010, the USPTO issued a Notice of Allowance for the SPACE DANCE CHICAGO Mark, after which Respondent had six months to file a Statement of Use with the USPTO. *See* Notice of Allowance, issued Apr. 20, 2010 [Doc. No. 38], a copy of which is annexed hereto as **Exhibit K**.

17. Thereafter, Respondent filed four separate requests for an Extension of Time to File Statement of Use, which the USPTO granted. *See* **Exhibit L** hereto (compilation of (a)



Respondent's requests for Extension of Time to File Statement of Use and (b) the USPTO's Extension Approvals).

18. Ultimately, Respondent filed a Statement of Use with the USPTO on September 24, 2012. *See* Statement of Use, filed Sept. 24, 2012 [Doc. No. 11], a copy of which is annexed hereto as **Exhibit M**.

19. Respondent's Statement of Use claimed (falsely) that:

For International Class 041, the [SPACE DANCE CHICAGO Mark] is in use in commerce on or in connection with all goods or services listed in the application . . . The [SPACE DANCE CHICAGO Mark] was . . . first used in commerce at least as early as 09/18/2012, and is now in use in such commerce.

*Id.* In connection with its Statement of Use, Respondent submitted "one" specimen for the class "consisting of a(n) Advertisement." *Id.* and below:



20. Respondent's representation is false because the SPACE DANCE CHICAGO Mark (a) has not been used in commerce in the United States, and (b) is not currently in use in commerce in the United States. Petitioner's investigation to date has revealed that Respondent operates no nightclubs, cinema theaters, or discotheques in the United States (and certainly none in connection with the SPACE DANCE CHICAGO Mark). In fact, Respondent has only hosted

a handful of single-night parties on isolated occasions—none of which predate Petitioner’s use of its CLUB SPACE Mark or constitute a **current** use in commerce.

21. Notably, Respondent’s specimen submitted with its Statement of Use is for one such single-night party, which took place years ago:



**November 19, 2012**

22. It therefore appears that Respondent filed its Statement of Use, attaching the above specimen, fraudulently, in order to induce the USPTO to register Respondent’s SPACE DANCE CHICAGO Mark, when it should not have been registered.

23. Upon information and belief, Respondent’s representations in its Statement of Use and attached specimen were material to the USPTO’s decision to register the SPACE DANCE CHICAGO Mark, which Respondent applied for under Section 1(b) based on intent to use in commerce. Without such statements, Respondent would not have been able to prove use in commerce in the United States, and Respondent’s application for the SPACE DANCE CHICAGO Mark would have been abandoned.



24. Moreover, upon information and belief, Respondent misrepresented its intent to use the SPACE DANCE CHICAGO mark as bona fide at the time of filing its application under 15 U.S.C. § 1051(b). Under the standard set forth in *Honda Motor Co. v. Winkelman*, 90 USPQ2d 1660 (TTAB 2009), unless Respondent is able to provide documentary evidence that demonstrates its intent to use the SPACE DANCE CHICAGO mark in commerce, then such intent is not considered bona fide, and Respondent's statement concerning its intent made in filing the application for registration is rendered false.

25. As a result, Respondent's representations to the USPTO described above constitute fraud, invalidating Registration No. 4,257,881 for the SPACE DANCE CHICAGO Mark, and require cancellation.

## **COUNT II - LIKELIHOOD OF CONFUSION AND PETITIONER'S PRIOR USE**

26. Paragraphs 1 through 25, above, are hereby reiterated and incorporated in this paragraph, as though fully set forth herein.

27. As indicated above, Petitioner's CLUB SPACE Mark was registered on December 3, 2002. See **Exhibit A**.

28. Since its registration over ten years ago, the CLUB SPACE Mark has become distinctive and well known among the general public, and Petitioner has developed strong trademark rights in the CLUB SPACE Mark—due largely to Petitioner's use, advertising, and publicity of the CLUB SPACE Mark in commerce. See **Exhibits B – I**.

29. By contrast, Respondent's SPACE DANCE CHICAGO Mark was registered on December 11, 2012—more than a decade after Petitioner registered and began using the CLUB SPACE Mark in commerce in the United States. See **Exhibit J**.

30. Moreover, Respondent's SPACE DANCE CHICAGO Mark is confusingly similar to Petitioner's CLUB SPACE Mark, in that it incorporates the defining word "SPACE"

exactly, and the goods and services covered by Respondent's SPACE DANCE CHICAGO Mark are similar, identical, or related to the services that have been offered by Petitioner in connection with its CLUB SPACE Mark.

31. As a result, Respondent's registration and use of the SPACE DANCE CHICAGO Mark (if any) is likely to create confusion, mistake, and deception in the marketplace, and would injure and damage Petitioner's prior rights in the CLUB SPACE Mark.

32. Respondent's SPACE DANCE CHICAGO Mark should therefore be cancelled in its entirety.

### **COUNT III – RESPONDENT'S NON-USE**

33. Paragraphs 1 through 32, above, are hereby reiterated and incorporated in this paragraph, as though fully set forth herein.

34. Not only does Petitioner have prior rights in/to the CLUB SPACE Mark, but, as explained above, Respondent has never used the SPACE DANCE CHICAGO Mark in commerce in the United States, rendering its registration invalid.

35. Again, based on Petitioner's investigation to date, Respondent operates no nightclubs, cinema theaters, or discotheques in the United States (and certainly none in connection with the SPACE DANCE CHICAGO Mark). It has only hosted a handful of single-night parties on isolated occasions—none of which predate Petitioner's use of the CLUB SPACE Mark.

36. Therefore, it appears that Respondent's registration for the SPACE DANCE CHICAGO Mark is invalid, based on non-use, and the USPTO should cancel Respondent's registration for the SPACE DANCE CHICAGO Mark in its entirety.

WHEREFORE, Petitioner respectfully requests that this Petition be granted and that Registration No. 4,257,881 be cancelled in its entirety.

Respectfully submitted,

\_\_\_\_\_/s/  
VENABLE LLP  
Marcella Ballard  
Victoria R. Danta  
1270 Avenue of the Americas, 24<sup>th</sup> Floor  
New York, New York 10020  
(Tel.) 212.370.6248  
(Fax) 212.307.5598

*Attorneys for Petitioners*

**CERTIFICATE OF SERVICE**

I hereby certify that, on this 2nd day of October, 2013, a copy of the foregoing Petition,  
with Exhibits, as served, *via* First-Class mail, postage pre-paid, on:

SPACE IBZ PLANET, S.L.  
EIVISSA (ISLAS BALEARES) E-07800  
SPAIN

\_\_\_\_\_/s/\_\_\_\_\_  
Victoria R. Danta

# **EXHIBIT A**

Int. Cl.: 42

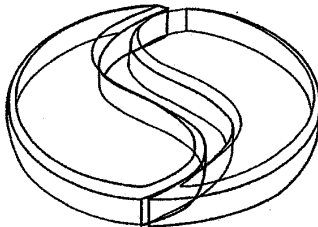
Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 2,655,445

Registered Dec. 3, 2002

**SERVICE MARK  
PRINCIPAL REGISTER**



**CLUBSPACE**

PUIG, LUIS (UNITED STATES INDIVIDUAL)  
2710 SW 31ST AVE  
MIAMI, FL 33133

FIRST USE 12-1-1999; IN COMMERCE 12-1-1999.

FOR: RESTAURANT, NIGHTCLUB, BAR AND  
CABARET SERVICES, IN CLASS 42 (U.S. CLS. 100  
AND 101).

SER. NO. 76-035,742, FILED 4-27-2000.

BILL DAWE, EXAMINING ATTORNEY

## TRADEMARK ASSIGNMENT

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Luis Puig		12/31/2012	INDIVIDUAL: UNITED STATES
RECEIVING PARTY DATA			
Name:	Club Space Management, LLC		
Doing Business As:	CLUB SPACE		
Street Address:	34 NE 11th Street		
City:	Miami		
State/Country:	FLORIDA		
Postal Code:	33132		
Entity Type:	LIMITED LIABILITY COMPANY: FLORIDA		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	2655445	CLUBSPACE	
CORRESPONDENCE DATA			
Fax Number:	3053972772		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Phone:	3053740501		
Email:	jason@markbryn.com		
Correspondent Name:	Jason A. Fischer		
Address Line 1:	2 South Biscayne Blvd.		
Address Line 2:	Suite 2680		
Address Line 4:	Miami, FLORIDA 33131		
NAME OF SUBMITTER:	Jason A. Fischer		
Signature:	/Jason A. Fischer/		
Date:	01/11/2013		
Total Attachments: 1 source=Club Space Trademark Assignment 2012-12-31#page1.tif			

OP \$40.00 2655445

ASSIGNMENT

WHEREAS, LUIS PUIG (a.k.a. LOUIS PUIG), an individual residing in Florida (hereinafter referred to as "Assignor"), owns certain trademarks listed in the "CLUBSPACE" trademark, along with all rights and goodwill associated with the same and registered as U.S. Trademark Registration Number 2,655,445 (collectively, the "Trademark"), and

WHEREAS, Club Space Management, LLC, a Florida limited liability company (hereinafter referred to as "Assignee"), is desirous of acquiring the Trademark;

NOW THEREFORE, WITNESSETH: That for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby sell, assign and transfer the Trademark to Assignee, its successors and assigns, and Assignor does hereby authorize and request the United States Patent and Trademark Office to acknowledge such ownership in accordance with this Assignment.

And Assignor hereby covenants and agrees that Assignor is the owner of the full title herein conveyed and has the right to convey the same, and agrees that Assignor will communicate to Assignee any facts known to Assignor respecting the Trademarks, and testify in any legal proceedings when called upon by Assignee, sign all lawful papers deemed by Assignee as expedient to vest in it the legal title herein sought to be conveyed and enforcing proper protection under the Trademarks, but in every instance at Assignee's expense.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the date specified hereafter.

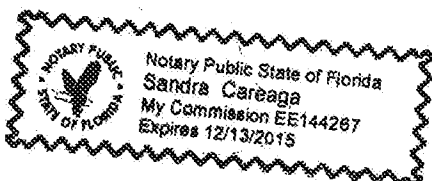
ASSIGNOR

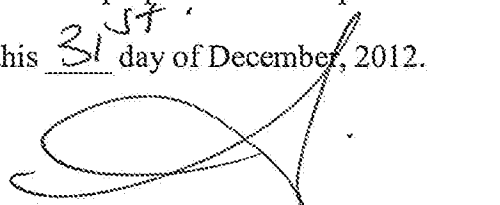
  
\_\_\_\_\_  
LUIS PUIG

BEFORE ME personally appeared LUIS PUIG (a.k.a LOUIS PUIG), who [ ] is known to me; or [ ] has produced FL. D.L. as identification, and acknowledged to me the facts contained in the foregoing are true and correct to the best of his knowledge, and that said instrument was executed for the purpose therein expressed.

SWORN TO AND SUBSCRIBED to me this 31<sup>st</sup> day of December, 2012.

Notary Stamp or Seal:



  
\_\_\_\_\_  
Notary Public

My commission expires: 12-13-15



# **EXHIBIT B**



001



CLUBSPACE

142 ne 11 street downtown miami  
305.375.0001 www.clubspace.com

friday  
february second 2001  
**GLOW**  
a shag-a-delic experience  
open bar 10-11pm



CLUBSPACE  
142 ne 11 street  
downtown miami  
305.375.0001  
www.clubspace.com



B



C

142 NE 11  
305.375.0001





OVER \$3,000 IN CASH AND PRIZES

# ESPACIO LATINO

CLUBSPACE

EVERY THURSDAY



142 NE 11 ST DOWNTOWN MIAMI  
305.375.0001 www.clubspace.com



jueves/thursday/loved/5/feira/jeu

For tip and table Reservations call Jerry 305.372.5378 ext.11  
Doors Open 10 pm



CLUBSPACE

142 NE 11 St Downtown Miami 305.375.0001  
www.clubspace.com



jueves/thursday/loved/5/feira/jeudi/mokuyodobi/donerstag

jueves/thursday/loved/5/feira/jeu

beachsound

jueves/thursday/loved/5/feira/jeu

## XTRAVAGANZA

the hottest party from Ibiza comes to miami friday december 15, 2000



ALEX GOLD and ROBBIE NELSON  
along with resident edgar v.



142 NE 11 ST DOWNTOWN MIAMI  
305.375.0001 WWW.CLUBSPACE.COM  
DOORS OPEN AT 10PM

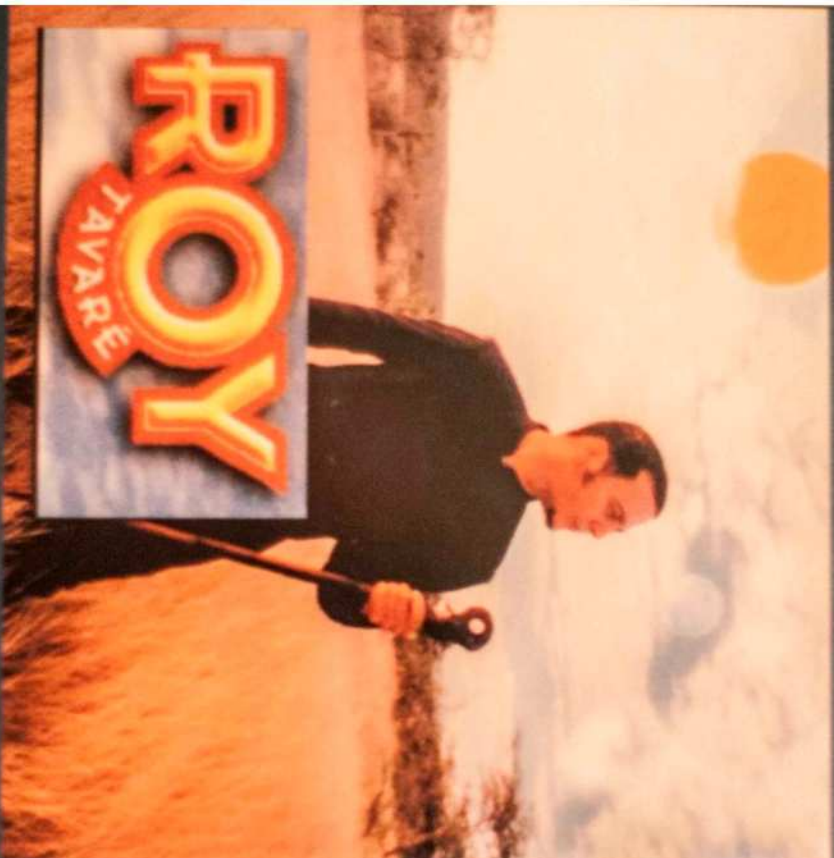
FRIDAYNIGHT  
SOUND FACTORY NYC  
AFTER HOURS

SUNDAYNIGHT  
SOUND FACTORY NYC  
AFTER HOURS

DJEDD  
LIVEATCL  
EVERYFRI



**THURSDAY FEBRUARY 1st, 2001 | PERFORMING LIVE**  
*a night of tropical latin musical fusion of the groups of the millennium*



# THE HUSH BROTHERS



**ESPACIO  
LATINO**  
@CLUBSPACE

every  
thursday

art, fashion, multi media, performances  
by top latin artists and record companies

friday april 13 2001



**CLUBSPACE**

invites you to



KAMA SUTRA

an event that will give your libido a rise!!!

complimentary cocktails

10-11 pm

invitation admits 2 before midnight

for table reservations

305.372.9378 ext. 11



**SATURDAY**  
**OCTOBER 21 2000**

**DARREN**  
**EMERSON**  
GLOBAL UNDERGROUND  
DOORS OPEN AT 10PM



**CLUBSPACE**

142 NE 11ST DOWNTOWN MIAMI  
305 375 0001 WWW.CLUB-SPACE.COM

THURSDAY JANUARY 25TH, 2001

LaMusica.com

PRESENTS

THE  
FIRST  
LATIN  
BALLROOM  
COMPETITION

WINNERS WILL RECEIVE  
OVER \$5,000 IN CASH AND PRIZES

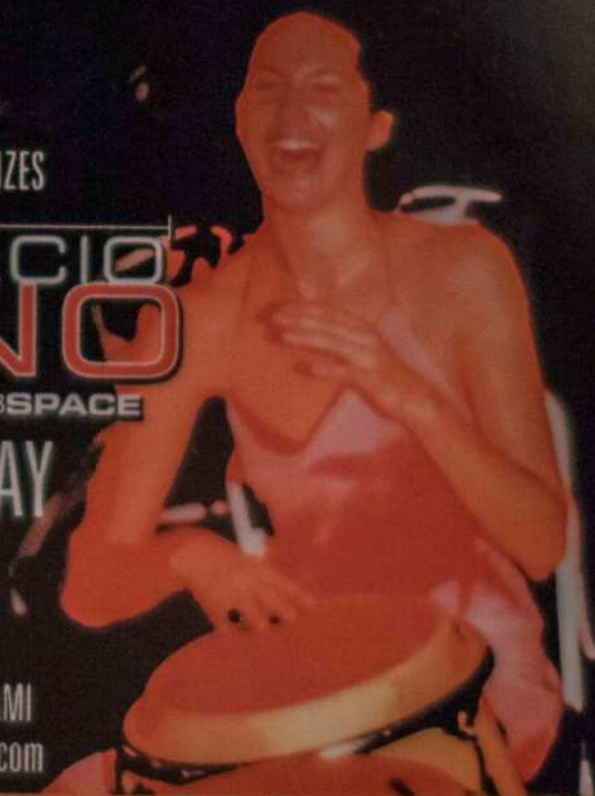
ESPACIO  
LATINO

@CLUBSPACE

EVERY THURSDAY



142 NE 11 ST DOWNTOWN MIAMI  
305.375.0001 [www.clubspace.com](http://www.clubspace.com)



LATIN BALLROOM COMPETITION





January 5th 2001  
christopher lawrence



open bar 10-12 am

doors open at 10 pm

club space



142 ne 11 st  
downtown miami



305 375 0001  
[www.clubspace.com](http://www.clubspace.com)

SATURDAY OCTOBER 28 2000

# WITCHES

CAN YOU HEAR THEM?



CLUESPACE

CELEBRATE HALLOWEEN  
WITH THE

# WITCHES

SATURDAY OCTOBER 28TH 2000

COMPLIMENTARY OPEN BAR

10PM - 11PM

WAPLOCKS FOR THE EVENING

EDGAR V.  
OSCAR G.

ROLY

RADAMAS  
CRAZY NIKO  
MARTIN K

\$1,000 PRIZE FOR BEST COSTUME  
CONTEST TAKES PLACE AT 2:30AM IN THE TERRACE

142 NORTH-EAST 11 STREET  
DOWNTOWN MIAMI 305 375 0001  
WWW.CLUESPACE.COM



louis pulg  
george nuñez  
louis canales  
eni guerra

an invitation

friday  
march 17th 2000  
11pm

grand opening

club space

music

ivano bellini  
patrick mohr  
david padilla

rsvp 305 375 0001



grand opening  
club space

downtown miami

warehouse just off of Biscayne Boulevard, the venue  
marketed itself as the then-unheard of 24-hour operating venue  
for the discerning dance music audience. The  
venue rapidly set the standard for clubs in the city.

Disc Jockey maven Edgar V. Nuñez, who  
had been thrown down, coupled with a vibrant selection  
of a then-unheard of Dutch house music, the  
venue had been shaken up.

These former main room dancers were  
times of 2 PM rapidly became the norm.

1993, the Space crew moved into their new digs with  
residence in a vintage warehouse, which they  
rebranded with an outdoor rooftop bar and lounge.  
Reclaiming the term "superclub", the new space  
for such DJs as Danny Tenaglia, Eric Arden,  
Tiesto, as well as then rising stars such as  
Tina Turner, and numerous other talents, it was the  
"34", had become the stop in Miami for the night.

Much from the local government for  
the site of the 21st century, subsequently  
of an hour or more before the night for  
the residents. David Tenaglia, the night  
the residents. David Tenaglia, the night

MacBook Air



# **EXHIBIT C**





Sean "Diddy" Combs at Space on April 21, 2001



Paul van Dyke at Space on June 8, 2001





Lance Bass and Sharam with Luis Puig on September 22, 2001



Yoko Ono at Club Space on March 25, 2002





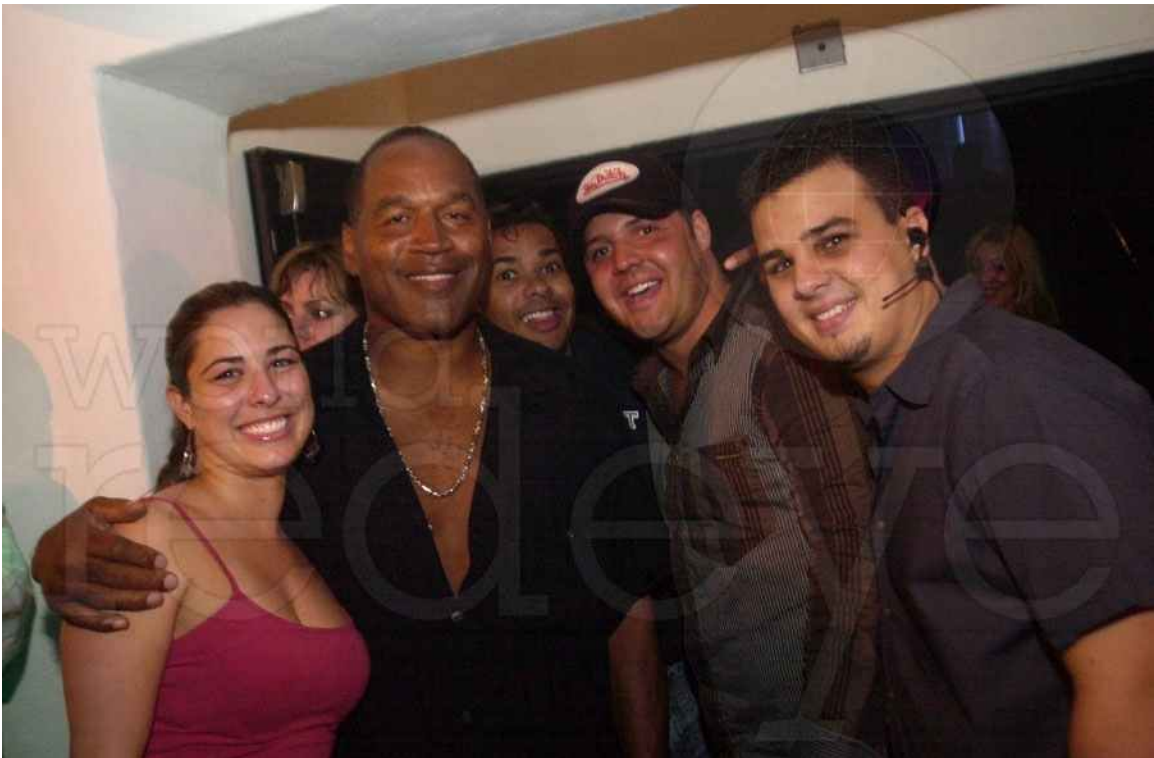
Danny Tenaglia and Missy Elliot at Club Space on September 1, 2002



Eve and Trina at Club Space on September 1, 2002

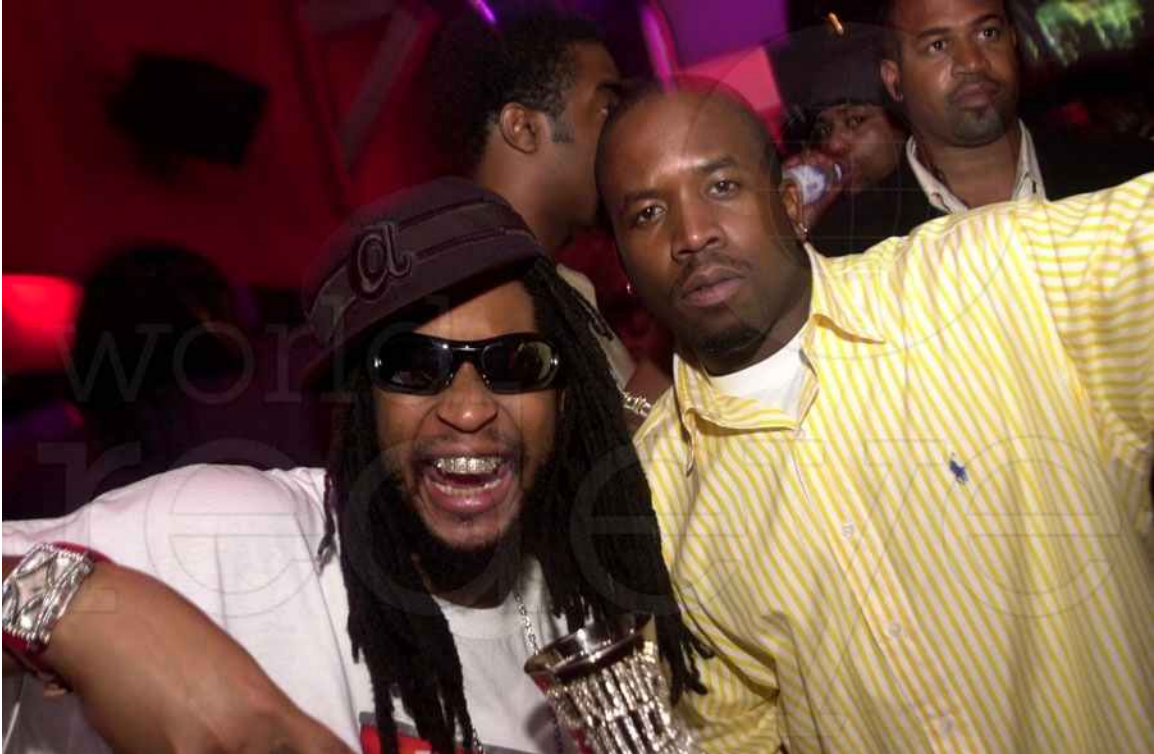


Carmel Ophir, John Digweed, and Sasha at Club Space on March 20, 2003



OJ Simpson at Club Space on October 11, 2003





Lil Jon and Big Boi at Club Space on April 9, 2004



Pete Tong at Club Space on September 8, 2012



Roger Sanchez at Club Space on September 15, 2012



The Crystal Method at Club Space "Back in Black" event on October 27, 2012





Ferry Corsten at Club Space on January 26, 2013

# **EXHIBIT D**



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Home >> Rihanna, Drugs, Fashion Smashion, Party Poppin' >> **Rihanna Is A Pot-riotic Partier In Miami!**

## Rihanna Is A Pot-riotic Partier In Miami!

8/12/2013 3:30 PM ET | Filed under: Rihanna • Drugs • Fashion Smashion • Party Poppin'



## TOP STORY

### Miley Cyrus & Her Side Boob Make Fans Lose It In Paris!



It's Miley!!!

Our controversial, nekkid, **wrecking ball**-loving queen **Miley Cyrus** made fans go wild on her way to NRJ Studios in Paris on Monday to promote *Bangerz*.

Mileybird left all short shorts and **foam fingers** at home and looked rather dashing in wide-leg tuxedo pants and gray knit sweater featuring a crinkled foil-esque bottom half.

But this wasn't your typical sweater! The top managed to reveal belly, back, AND sideboob thanks to some strategic cut-outs!





God bless America and Mary Jane!

**Rihanna** paid a patriotic tribute to pot while celebrating her friend's birthday in Miami on Saturday afternoon.

RiRi was spotted exiting **Club Space**, which she reportedly rented out for the day, rocking a weed-tastic **10 Deep** American flag tee, cut off jean shorts, and off-white **Converse** high-top sneakers.

The faint ~~stencil~~ sketch of marijuana leaves behind the flag is just another reminder of how much Rihanna loves **high fashion**!

[Image via **AKM-GSI**.]

Tags: america flag, club space, drugs, fashion smashion, marijuana, miami, party poppin', rihanna



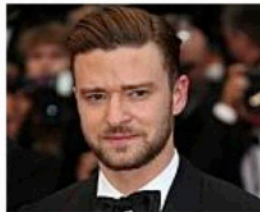
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**It's Finally Here: Kim Kardashian Post-Baby Photos (And She Look...**

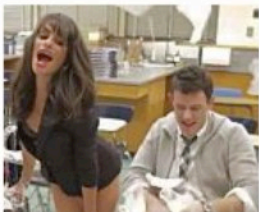
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**Drew Barrymore Is A Classic Beauty On The Cover Of InStyle**



**Carrie Underwood Is Perfectly Coiffed At The Crack Of Dawn For Good Morning America**

gray knit sweater featuring a crinkled foil-esque bottom half.

But this wasn't your typical sweater! The top managed to reveal belly, back, AND sideboob thanks to some strategic cut-outs!

The 20-year-old added several **Chanel** necklaces to the ensem, but they failed to distract from the boobage. Though we doubt Miley wanted us to be distracted! Ha!

Go 'head with your bad self, gurl!!!

**Read more »**

[Image via **AKM-GSI**.]

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**Miranda Kerr Suffers A MAJOR Nip Slip At The Mademoiselle C Premiere! Take A Peek HERE!**

Welp, it's not like we haven't seen them before! Miranda Kerr was a lovely lacy lady at t...



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Just hitting the Soho shops braless with nothing but a custom-made varsity jacket on! It's a per...



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# **EXHIBIT E**

## Nightlife

## Club Space turns 10 Like 45

**Space in downtown Miami, the top spot for progressive house and trance music, celebrates its 10-year anniversary this weekend.**



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- Official website for Club Space

By Michael Hamersly

5/20/2010

Rave all you want about the fabulous South Beach nightlife. But serious clubbers have known for years that Space in downtown Miami is the place to go when you really want to let loose and lose yourself in the best progressive house and trance beats in the world - till way past sunrise.

Seriously, when you have out-of-town visitors who want to experience what the Miami club scene is all about, Space is where you take them. Why else would the club's motto be "Who Needs Sleep?" And why else would Space have lasted for 10 years, a freaking eternity for a nightclub in these parts? The cream of the crop of internationally beloved DJs - including Danny Tenaglia, Paul van Dyk, Paul Oakenfold, Deep Dish, Sander Kleinenberg, Tiesto, Roger Sanchez, Sasha & Digweed, you get the idea - routinely drop sick sets at Space, especially during Winter Music Conference..

On the night of Saturday, May 22, Space celebrates its 10-year anniversary, with all its musical partners in crime you love so much, including local heroes Ivano Bellini, Oscar G, Cedric Gervais, Roland and the ringleader himself, Louis Puig.

Club Space's director, **Emi Guerra**, who has been with Space from the beginning, talked to Miami.com about what a long, strange trip it's been.

Ten years is ridiculous for a club to survive here. Did you ever imagine Space would be so successful?

Of course not. Come on! I remember opening up, and I remember that neighborhood being what it was, and I remember people saying we were crazy for trying to do that, especially in the area we were in. But I think at the time it was revolutionary, and fortunately it caught on and the DJs loved it, and the rest is all she wrote.

How much concern was there at the beginning that you'd be able to draw people downtown?

Well, at first, the approach was, we are here, don't go to the Beach, come downtown. And it was an educational marketing plan to let the people know where we were. Obviously, now it's turned into more of a destination, because we've been voted No. 1 club in the U.S. by DJ Magazine several times.

### What is it about Space that keeps it going strong?

I think it's the overall experience. The experience of being able to dance at a venue, and I think a lot of the clubs have lost that. For example, in kind of old-timey, second-rate clubs

## Nightlife



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Two images of Japanese food. On the left is a stack of five pieces of sushi, each topped with a different ingredient: a piece of salmon, a piece of tuna, a piece of shrimp, a piece of eel, and a piece of salmon. On the right is a close-up of several pieces of nigiri sushi, including salmon, tuna, and shrimp, served on a dark green plate.

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And it was an educational marketing plan to let the people know where we were. Obviously, now it's turned into more of a destination, because we've been voted No. 1 club in the U.S. by DJ Magazine several times.

#### What is it about Space that keeps it going strong?

I think it's the overall experience. The experience of being able to dance at a venue, and I think a lot of the clubs have lost that. Everyone's just kind of sitting around at tables now, looking at each other, posing. We still have VIPs and still partake in that, but really the Space experience is being able to get sort of lost and able to let yourself go, whether it's midnight or 8 in the morning.

#### Were the world's top DJs on board from the start?

It took a minute. I remember the first really big party was when Danny Tenaglia played in 2000 for his 25th anniversary as a DJ. It was Winter Music Conference, and we opened up at 9 o'clock at night and closed at 5 in the afternoon the next day. I think more than 5,000 people showed up that night, and his party really helped spread the word in the industry - people got to see a warehouse venue with great sound and lighting, and it really turned the DJs on to us. And the thing that makes it magical is obviously the ability to stay open late hours. DJs don't really have the opportunity to perform for long periods of time.

#### Why did Space move up the street to the new venue after a couple of years?

It was to take Space to the next level. [Owner] Louis [Puig] was the one to have that vision. It was a culmination of things - our lease was running out and there was the opportunity to buy the building.

#### I know a lot of people miss the old Space. To you, is the new Space bigger and better?

It is bigger, and it's technically more advanced. The old Space has this nostalgia to it - "Oh, the old Space was better! Oh, whatever!" If we were to open up the old Space today, and you'd compare it to the new Space, people would gravitate to the new one. It's a better facility overall, a better experience overall. But the old Space does have that nostalgia - it's like your high-school crush, your first love. It's probably a lot of people's first love with dance music and real afterhours, so everybody has that nostalgia.

#### What are some of your fondest memories at Space?

I remember the city block not having enough water pressure opening week, and us having to take apart fire hydrants to run water into the building just so toilets could flush. I remember the Danny Tenaglia party, seeing people standing in line at 9 o'clock at night and then the next day at 4 o'clock in the afternoon when we closed the club, I saw the same guy walking out. [laughs]. I remember the first time we shot our nitrogen machine's blast and people freaking out and wondering what that was, and how they really dug it. There are a lot of memories. Danny Tenaglia, Carl Cox, Paul Oakenfold, our first New Year's Eve...Those are great ones. When you see people's faces and they get something they don't expect - their appreciation, it's priceless.

#### What about times that aren't so good, like the girl from out of town who was at Space with her boyfriend, then left and was murdered later. How do things like that and the news coverage that follows affect the club?

You know, lately, there has been a lot of negative press on Space and the area, whether it's been police incidents or noise issues or in that case, a death. But again, bad press always makes more noise than the good things that you've done. Like, no one knows that Space has contributed \$600,000 to homeless tax in the area. There's a lot of good we've done to the community. But the bad stuff happens, and we just try to keep going, you know? We don't publicize everything we do. I mean, we sent a team of doctors out to Haiti and we didn't send out a press release about it. So how are they gonna report on how good a neighbor we are? That stuff doesn't get covered. It's not anything anyone wants to hear about.

#### It's not "sexy" enough for the news, huh?

Right, I mean, with that girl, Space doubled the reward. I believe her sister put a \$15,000 reward out and Louis matched it, if somebody were to come up with the information. So we, too, want to find the perpetrator even though it didn't happen at Space. As a matter of fact, people are safer in Space. The reason she got kicked out is 'cause she was being beat up, to be honest with you. Her and her boyfriend were fighting, they were getting aggressive, so we asked them to leave. "Beat up" is the wrong word. But the couple got into an altercation and the guy had to go. But they're safe when they're in our venue.

#### Do you have any idea how many clubs have come and gone since Space opened?

Wow - it's definitely in the hundreds. And we're still here, and we're still strong.

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#### Speak Up!



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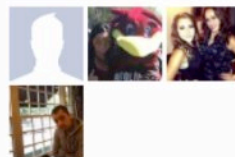
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## Nightlife

# Space Miami's Louis Puig on His Club's 12th Anniversary: "We Have Dominated, Where Others Predicted Our Demise"

By S. Pajot Sat., May 12 2012 at 1:00 PM

 Categories: [News](#), [Nightlife](#)

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See Crossfade's preview of Space Miami's 12th anniversary party as well as the full lineup and official invite video.

With only hours until Space officially celebrates 12 years of uhntz-uhntz and afterhours parties, the Downtown Miami megadub's owner, Louis Puig, seems to be in a conquering mood.



This morning at 9:51 a.m., the longtime nightlife impresario sent out a superexcited 700-word statement to "friends, colleagues and family" on the occasion of his club's anniversary.

Calling out the early "naysayers" and "Space doubters," Puig writes, "When I first started Space back in 2000, many people called me crazy for attempting to establish a nightclub venue away from South Beach and in an abandoned warehouse located in the middle of a dilapidated neighborhood in Downtown Miami."

But, he adds, "even South Beach was once a crime-ridden danger zone ... [And] twelve years later, we have beaten the odds, and we have succeeded, and dominated, where others have predicted our failure and demise."

See the cut to read Louis Puig's full Space 12th Anniversary message.

## From Louis Puig, Owner of Club Space

To all my friends, colleagues and family,

I am very proud to announce that this Saturday will be our 12th Year Anniversary at Space.

When I first started Space back in 2000, many people called me crazy for attempting to establish a nightclub venue away from South Beach and in an abandoned warehouse located in the middle of a dilapidated neighborhood in Downtown Miami. Veteran club owners, promoters and the social scene press all doubted the success of

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When I first started Space back in 2000, many people called me crazy for attempting to establish a nightclub venue away from South Beach and in an abandoned warehouse located in the middle of a dilapidated neighborhood in Downtown Miami. Veteran club owners, promoters and the social scene press all doubted the success of a nightclub in a bad neighborhood that hadn't seen any significant commercial activity in over forty years.

But, I reminded my Space Team and the naysayers, that even South Beach was once a crime-ridden danger zone. Just take a look back to the early 1980s at Scarface or at classic episodes of Miami Vice. Sure, this is fiction, but it was not too far off the mark. I remember when every corner on South Beach had a police camera because the police could not keep up with the criminals.

It was back then, in the 80's, that I was involved with and worked at legendary clubs such as Club Z (now Mansion), Club Nu, OVO at The Warsaw Ballroom and the original Cameo. Before I was the "Downtown Pioneer," I was a South Beach pioneer. Back then, before Madonna and Hollywood discovered "SoBe" people also thought we were crazy. Look at SoBe now. So it is no fluke that Space was and is the success it is today.

There are a lot of things you can't tell from just looking at a man and you should never judge him or call him crazy specially without knowing what drives him. What the Space doubters could not see was my love and passion for creating and making people happy. It was with this love and passion that in March of 2000 Space was created. We opened Space up with great fanfare and presented the Miami and SoBe nightclub scene with its largest and most sophisticated venue yet. You all remember the three massive rooms at the original Space located just down the block at 142 NE 11th St and that now-legendary Space Patio. What? People partying in a patio on Sunday morning and in plain daylight? Now that is crazy!

Now, twelve years down the line, I am proud to say that we not only prevailed, but we have thrived. The past year, 2011, actually proved to be our most successful yet, and 2012 is shaping up to be even better. Furthermore, I'm proud to say that Space truly helped make Downtown. Where there was once desolate lots and abandoned warehouses now stands a massive complex of soaring condo towers, boutique restaurants, high-end shops, and vastly improved infrastructure and public works.

Even to this day, the improvement of Downtown continues, still spurred on by that initial pioneering spirit that we created with the establishment of Space. Projects like the Miami Tunnel and the new megaresort are in the works. Thanks to you, twelve years later, we have beaten the odds, and we have succeeded, and dominated, where others have predicted our failure and demise.

No man is an island, and the success of Space is proof of your love and support. We all came together to produce the most successful dance club in the United States, and we have the awards, accolades, and public recognition to show for it. It wasn't easy, but nothing truly satisfying ever is. I would never trade this experience for anything in the world, and I am sincerely glad that you all have been and are a part of the sensation that is Space.

This Saturday, May 12th, we celebrate twelve years of memories, music, happiness, friendship, dancing, love and success. We have gathered a fine collection of some of the best DJ talent in town to provide the music for this evening, along with plenty of visual and performance entertainment, and of course our trademark Space hospitality. I invite you all to be my guest this Saturday night as I and my Space Team celebrate the long journey that we have taken, and the amazing road that is still ahead for Space.

With all my LOVE,  
Louis Puig

*Space's 12th Anniversary Party. Saturday, May 12. Space, 34 NE 11th St., Miami. The party starts at 10 p.m. and tickets cost \$20 to \$30 plus fees via wantickets.com. Ages 21 and up. Call 305-375-0001 or visit clubspace.com.*

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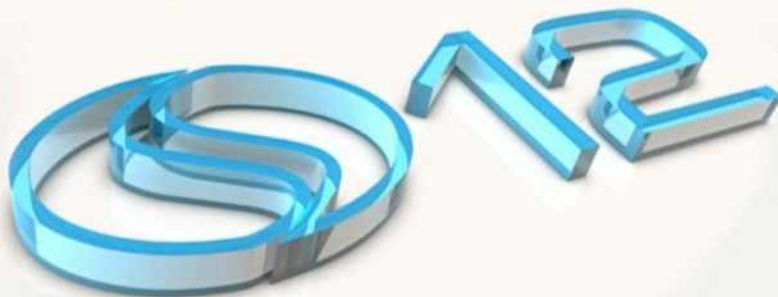


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## Location Info



### Space

34 NE 11th St., Miami, FL

Category: Music



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## Give 'Em Space

By Sean Levisman Thursday, May 6 2010

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It's impossible to speak of local nightlife and electronic dance music culture without mentioning Space, Miami's quintessential megacub. Ten years ago, the club opened and put our city on the international clubland map, hosting superstar DJs such as Paul van Dyk, Deep Dish, Paul Oakenfold, and Danny Tenaglia. Space's original incarnation was a one-story warehouse off Biscayne Boulevard, launched by DJ-turned-nightclub impresario Louis Puig as an experiment in inclusive nightlife for discerning electronic dance music lovers. In 2003, the club relocated to its current multistory location, where mainstream house DJs (everyone from David Guetta to Eric Prydz) headline regularly. There's also been a strong underground current, represented most recently by the weekly Techno Loft parties and their high-profile, cutting-edge bookings of Magda and Troy Pierce. This Saturday's **Space Miami's 10th Anniversary Party** will be a musical extravaganza lasting well into the following day. German techno legend Martin Buttrich and the Techno Loft residents will headline alongside Space veterans Oscar G and Cedric Gervais. The party will represent an impressive cross section of the talent that has made this venue one of Miami's prime dance music spots.

Sat., May 22, 11 p.m., 2010



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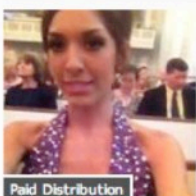
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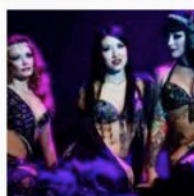
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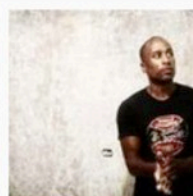
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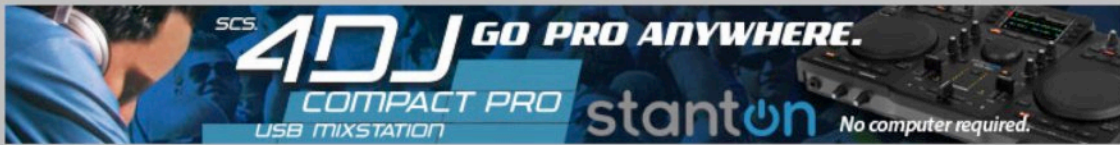
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Me, Myself, and

# **EXHIBIT H**





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## TOP 100 CLUBS

#46 2013

46 Club Space ▲ 43



Capacity: 2500  
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Web: [clubspace.com](http://clubspace.com)

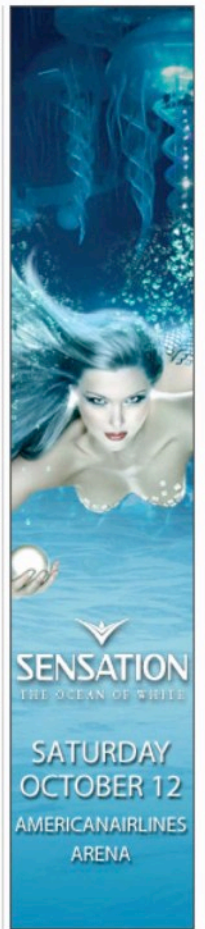
Having been operating since the turn of the Millennium, Miami's Club Space is no relation to its Ibiza namesake, yet has built a similar reputation for the complete club experience.

Forging its early buzz via residents such as Murk's Oscar G and the support of DJs like Danny Tenaglia, who played a massive 20-hour set there in 2000, something made possible by the club's 24-hour licence, today its three rooms play host to a mixture of trance, techno and house.

So far this year, The Martinez Brothers, Loco Dice and Jay Lumen & Christian Smith are amongst those to have ventured into its Dynacord serviced old warehouse surrounds and partied into the next afternoon as the sun floods in through the roof.



Submitted by Adam Saville on Tue, 03/26/2013 - 12:52



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Submitted by Adam Saville on Tue, 03/26/2013 - 12:52

Darren Emerson still to  
come...  
[http://www.youtube.com/  
watch?v=9msx9vqQ8kc](http://www.youtube.com/watch?v=9msx9vqQ8kc)

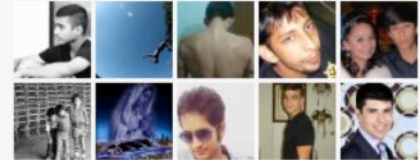
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# **EXHIBIT I**

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## Producer



The winners of the 28<sup>th</sup> Annual International Dance Music Awards were announced Thursday night at the Winter Music Conference in Miami. The IDMA's boast the only longstanding awards event dedicated to the dance music industry and generate over two million votes from 206 countries every year. As one of dance music's most competitive years, voters had a stacked list of talent to choose from. Luckily, the awards are divided into numerous categories allowing for producers to gain recognition in different areas.

[Armin van Buuren](#) had a massive year once again, taking home five awards for Best Producer, Best Global DJ, Best Radio Mix Show DJ, Best Global Record Label for Armada Music and Best Trance Track for "J'ai Envie De Toi." Dutch wunderkind [Hardwell](#) took home two for Best Remixer and Best European DJ, an impressive feat for the relative newcomer. More winners after the break.

As far as tracks go, "Don't You Worry Child" [Swedish House Mafia](#) won for Best Electro/Tech House Track, "The Veldt" [deadmau5](#) for Best Progressive Track, "Bangarang" [Skrillex](#) for Best Dubstep/DnB/Jungle Track, "Not Listening" [Maya Jane Coles](#) for Best Underground Dance Track and "Love Somebody Else" [Maceo Plex](#) & John Dasilva for Best House/Garage/Deep House Track.

[Dimitri Vegas & Like Mike](#) took home the prize for Best Break-Through DJ and [Kaskade](#) for North American DJ. Best Break-Through Artist (Solo) went to our favorite German [Zedd](#), while Best Break-Through Artist (Group) went to [Krewella](#). Best Artist (Solo) went to [Avicii](#) while Best Artist (Group) went to Swedish House Mafia

Insomniac Events, creator of EDC took Best Event Promoter while Tomorrowland won for Best Music Event. Best US Club went to Space in Miami, FL and Best Global Club went to Space, Ibiza.

For a full list of winners and nominees click [here](#).

Tags: [Armin Van Buuren](#), [IDMAs](#)



1



4

Posted by [Leah Steffensen](#) on March 23rd, 2013 at 5:00 pm.

[0 Comments](#)



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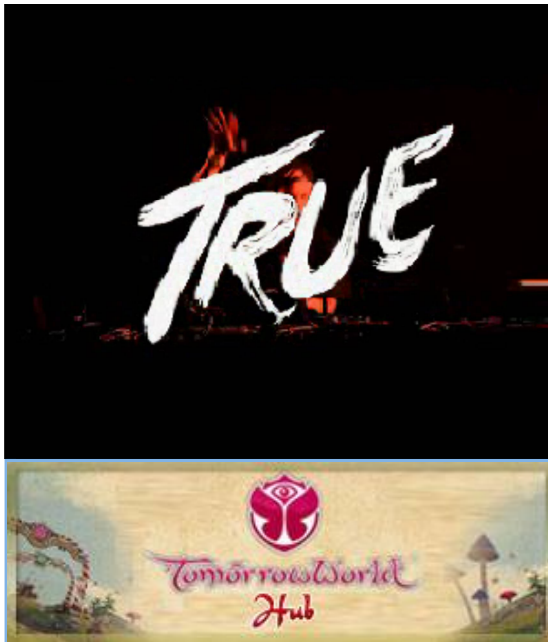
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# **EXHIBIT J**

# United States of America

United States Patent and Trademark Office



**Reg. No. 4,257,881**

**Registered Dec. 11, 2012**

**Int. Cl.: 41**

**SERVICE MARK**

**PRINCIPAL REGISTER**

SPACE IBZ PLANET, S.L. (SPAIN LIMITED COMPANY)  
JUAN DE AUSTRIA 19  
EIVISSA (ISLAS BALEARES), SPAIN E-07800

FOR: ENTERTAINMENT CENTRES, NAMELY, NIGHT CLUBS; CINEMA THEATERS; DISCOTHEQUES; ENTERTAINMENT IN THE NATURE OF LASER SHOWS; ENTERTAINMENT IN THE NATURE OF LIGHT SHOWS; ENTERTAINMENT, NAMELY, LIVE PERFORMANCES OF A MUSICAL BAND; ENTERTAINMENT, NAMELY, LIVE PERFORMANCES OF MUSIC CONCERTS AND SHOWS; ENTERTAINMENT, NAMELY, LIVE PERFORMANCES OF GROUPS OF SINGERS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 9-18-2012; IN COMMERCE 9-18-2012.

OWNER OF U.S. REG. NOS. 2,917,254 AND 3,233,552.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "DANCE" OR "CHICAGO", APART FROM THE MARK AS SHOWN.

THE MARK CONSISTS OF THE WORD "SPACE" APPEARING IN LARGE LOWER CASE LETTERS UNDERScoreD WITH THE WORD "CHICAGO" APPEARING BELOW THE UNDERScore IN ALL CAPS IN A LOWER FONT SIZE FLUSH RIGHT OF THE WORD "SPACE", AND THE WORDING "DANCE" APPEARING IN THE SAME MANNER BUT FLUSH LEFT; A PALM DESIGN APPEARS IN THE UPPER LEFT HAND CORNER OF THE MARK ABOVE THE LETTERS "SP" IN THE WORD "SPACE"; AND A CRESCENT MOON CRADLING THE SUN APPEAR IN THE UPPER RIGHT HAND CORNER OF THE MARK ABOVE THE LETTERS "CE" IN THE WORD "SPACE".

SN 77-360,099, FILED 12-27-2007.

DARRYL SPRUILL, EXAMINING ATTORNEY



*David J. Kyfos*

Director of the United States Patent and Trademark Office



**REQUIREMENTS TO MAINTAIN YOUR FEDERAL  
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE  
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

**Requirements in the First Ten Years\***

**What and When to File:**

**First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

**Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.\*  
*See* 15 U.S.C. §1059.

**Requirements in Successive Ten-Year Periods\***

**What and When to File:**

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.\*

**Grace Period Filings\***

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or  
reminder of these filing requirements.**

**\*ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

**NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.**

## TRADEMARK ASSIGNMENT

Electronic Version v1.1  
 Stylesheet Version v1.1








SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Space Beach Club, S.A.		06/20/2012	CORPORATION: SPAIN
RECEIVING PARTY DATA			
Name:	Space IBZ Planet, S.L.		
Street Address:	Juan de Austria 19		
City:	Eivissa (Islas Baleares)		
State/Country:	SPAIN		
Postal Code:	E-07800		
Entity Type:	limited company: SPAIN		
PROPERTY NUMBERS Total: 6			
Property Type	Number	Word Mark	
Serial Number:	77175811	SPACE DANCE LAS VEGAS	
Serial Number:	77360099	SPACE DANCE CHICAGO	
Serial Number:	77360150	SPACE DANCE SAN FRANCISCO	
Serial Number:	77360131	SPACE DANCE MIAMI	
Serial Number:	77360230	SPACE DANCE LOS ANGELES	
Serial Number:	77360258	SPACE NEW YORK	
CORRESPONDENCE DATA			
Fax Number:	8478087238		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Phone:	8478085500		
Email:	sswidler@iphorgan.net		
Correspondent Name:	Sean S. Swidler		
Address Line 1:	1130 W. Lake Cook Rd.		
Address Line 2:	IpHorgan Ltd, Suite 240		
Address Line 4:	Buffalo Grove, ILLINOIS 60089		

OP \$165.00 77175811

ATTORNEY DOCKET NUMBER:	UPM 0335 US
<b>DOMESTIC REPRESENTATIVE</b>  Name: Sean S. Swidler Address Line 1: 1130 W. Lake Cook Rd. Address Line 2: Suite 240 Address Line 4: Buffalo Grove, ILLINOIS 60089	
NAME OF SUBMITTER:	Sean S. Swidler
Signature:	/sss/
Date:	06/21/2012
Total Attachments: 1 source=Trademark Assignment#page1.tif	

**ASSIGNMENT**

WHEREAS, **SPACE BEACH CLUB, S.A.**, a Spanish corporation having a place of business at Playa d'en Bossa s/n, E-07817 Sant Jordi de Ses Salines (Islas Baleares), Spain, (hereinafter called "the Assignor") owns and has used in its business certain trademarks which have been as follows:

TRADEMARK	CLASS	APPL. DATE	Ser. NUMBER
	41	09/14/2005	IR 864925 79/016358
	41	05/08/2007	77/175811
	41	12/27/2007	77/360099
	41	12/27/2007	77/360131
	41	12/27/2007	77/360150
	41	12/27/2007	77/360230
	41	12/27/2007	77/360258

and

WHEREAS, **SPACE IBZ PLANET, S.L.**, a Spanish limited company and having a place of business at Juan de Austria 19, E-07800 Eivissa (Islas Baleares), Spain, (hereinafter called "the Assignee") is desirous of acquiring the entire right, title and interest in and to the said trademarks and in and to any registrations, renewals and extensions that may be granted thereon, together with the goodwill of the business connected therewith;

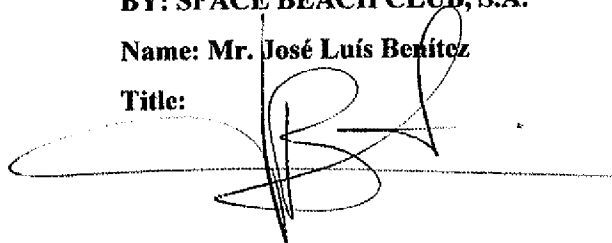
**THEREFORE, BE IT KNOWN** that for and consideration of the sum of Ten Dollars (\$10.00) to it in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, said Assignor does hereby assign, and transfer unto the said Assignee, its successors or assigns, the entire right, title and interest in and to the said trademark applications, and in and to any registrations, renewals and extensions that may be granted thereon, together with the goodwill of the business connected therewith and any right to recover for past infringement thereof.

**DATED:** 20 June 2012

**BY: SPACE BEACH CLUB, S.A.**

**Name: Mr. José Luis Benítez**

**Title:**





# **EXHIBIT K**

**U.S. Patent and Trademark Office (USPTO)**

**NOTICE OF ALLOWANCE**

NOTE: If any data on this notice is incorrect, please fax a request for correction to the Intent to Use Unit at 571-273-9550. Please include the serial number of your application on ALL correspondence with the USPTO.

**ISSUE DATE:** Apr 20, 2010

PERLA M. KUHN  
HUGHES HUBBARD & REED LLP  
1 BATTERY PARK PLZ  
NEW YORK, NY 10004

ATTORNEY  
REFERENCE NUMBER

79621.0246

**\*\* IMPORTANT INFORMATION: 6 MONTH DEADLINE \*\***

You filed the trademark application identified below based upon a bona fide intention to use the mark in commerce. You must use the mark in commerce and file a Statement of Use (a.k.a. Allegation of Use) before the USPTO will register the mark. You have six (6) MONTHS from the ISSUE DATE of this Notice of Allowance (NOA) to file either a Statement of Use, or if you are not yet using the mark in commerce, a Request for Extension of Time to File a Statement of Use ("Extension Request"). If you file an extension request, you must continue to file a new request every six months calculated from the issue date of the NOA until the Statement of Use is filed. Applicant may file a total of five (5) extension requests. FAILURE TO FILE A REQUIRED DOCUMENT DURING THE APPROPRIATE TIME PERIOD WILL RESULT IN THE ABANDONMENT OF YOUR APPLICATION.

Please note that both the "Statement of Use " and "Extension Request" have many legal requirements including fees. Therefore, we encourage use of the USPTO forms, available online at <http://www.uspto.gov/teas/index.html> (under "INTENT-TO-USE (ITU) FORMS"), to avoid the possible omission of important information. Please note that the Trademark Electronic Application System (TEAS) provides line-by-line help instructions for completing the Extension Request or Statement of Use forms online. If you do not have access to the Internet, you may call 1-800-786-9199 to request the printed form(s).

**\*\* Registration Subject to Cancellation for Fraudulent Statements \*\***

Ensure that statements made in filings to the USPTO are accurate, as inaccuracies may result in the cancellation of your trademark registration. The lack of a bona fide intention to use the mark with all goods and/or services included in an application or the lack of use on all goods and/or services for which you claimed use could jeopardize the validity of your registration, possibly resulting in its cancellation.

**The following information should be reviewed for accuracy:**

SERIAL NUMBER:	77/360099
MARK:	SPACE DANCE CHICAGO (AND DESIGN)
OWNER:	SPACE BEACH CLUB, S.A. Apartado 132 Sant Jordi De Ses Salines Islas Baleares , SPAIN 07817

This application has the following bases, but not necessarily for all listed goods/services:

Section 1(a): NO

Section 1(b): YES

Section 44(e): NO

**GOODS/SERVICES BY INTERNATIONAL CLASS**

041 - Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers -- FIRST USE DATE: NONE; -- USE IN COMMERCE DATE: NONE

ALL OF THE GOODS/SERVICES IN EACH CLASS ARE LISTED

---

**ADDITIONAL INFORMATION MAY BE PRESENT IN THE USPTO RECORDS**

# **EXHIBIT L**



---

**From:** TMOOfficialNotices@USPTO.GOV  
**Sent:** Wednesday, May 2, 2012 00:13 AM  
**To:** trademarks@hugheshubbard.com  
**Subject:** Trademark Serial Number 77360099 : Official USPTO Notice of Approval of Extension Request

---

## NOTICE OF APPROVAL OF EXTENSION REQUEST

**Serial Number:** 77360099  
**Mark:** SPACE DANCE CHICAGO(STYLIZED/DESIGN)  
**Owner:** SPACE BEACH CLUB, S.A.  
**Extension Request Number:** 4  
**Docket/Reference Number:** 079621.00246  
**Notice of Allowance Date:** Apr 20, 2010

The USPTO issued a Notice of Allowance on **Apr 20, 2010** for the trademark application identified above. Applicant's **FOURTH** request for Extension of Time to File a Statement of Use has been **GRANTED**.

### PLEASE NOTE:

1. Applicant must continue to file extension requests every six (6) months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed, or the USPTO will hold the application abandoned.
2. Applicant may only request a total of five (5) extensions of time.
3. Applicant may **NOT** file a Statement of Use more than thirty-six (36) months from the date the Notice of Allowance was issued.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at <http://www.uspto.gov/> or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.

To view this notice and other documents for this application on-line, go to <http://tdr.uspto.gov/search.action?sn=77360099>.  
NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

## Request for Extension of Time to File a Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
<b>SERIAL NUMBER</b>	77360099
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 112
<b>MARK SECTION</b>	
<b>MARK</b>	SPACE DANCE CHICAGO (stylized and/or with design)
<b>STANDARD CHARACTERS</b>	NO
<b>USPTO-GENERATED IMAGE</b>	NO
<b>OWNER SECTION</b>	
<b>NAME</b>	SPACE BEACH CLUB, S.A.
<b>STREET</b>	Apartado 132
<b>CITY</b>	Islas Baleares
<b>ZIP/POSTAL CODE</b>	07817
<b>COUNTRY</b>	Spain
<b>GOODS AND/OR SERVICES SECTION</b>	
<b>INTERNATIONAL CLASS</b>	041
<b>CURRENT IDENTIFICATION</b>	Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers
<b>GOODS OR SERVICES</b>	KEEP ALL LISTED
<b>EXTENSION SECTION</b>	

<b>EXTENSION NUMBER</b>	4
<b>ONGOING EFFORT</b>	product or service research or development; promotional activities
<b>ALLOWANCE MAIL DATE</b>	04/20/2010
<b>STATEMENT OF USE</b>	NO
<b>PAYMENT SECTION</b>	
<b>NUMBER OF CLASSES</b>	1
<b>SUBTOTAL AMOUNT</b>	150
<b>TOTAL AMOUNT</b>	150
<b>SIGNATURE SECTION</b>	
<b>ORIGINAL PDF FILE</b>	<a href="#">hw_7411819032-101348581_.SPACE_CHICAGO_4TH_EXT_REQ.pdf</a>
<b>CONVERTED PDF FILE(S) (1 page)</b>	<a href="#">\\TICRS\EXPORT11\IMAGEOUT11\773\600\77360099\xml14\ESU0002.JPG</a>
<b>SIGNATORY'S NAME</b>	José ROSELLÓ PRATS
<b>SIGNATORY'S POSITION</b>	Director
<b>FILING INFORMATION</b>	
<b>SUBMIT DATE</b>	Fri Apr 20 10:21:48 EDT 2012
<b>TEAS STAMP</b>	USPTO/ESU-74.118.190.32-2 0120420102148282313-77360 099-49028c9802b4b5290a1ba d1cd7283f5dfd8-CC-8120-20 120420101348581143

---

**SOU Extension Request  
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

**MARK:** SPACE DANCE CHICAGO (stylized and/or with design)  
**SERIAL NUMBER:** 77360099

The applicant, SPACE BEACH CLUB, S.A., having an address of  
Apartado 132  
Islas Baleares, 07817  
Spain

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 04/20/2010.

For International Class 041:

Current identification: Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers

The applicant has a continued bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with all of the goods and/or services listed in the Notice of Allowance or as subsequently modified for this specific class.

This is the fourth extension request. The applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of those goods and/or services covered by the extension request: product or service research or development; promotional activities

A fee payment in the amount of \$150 will be submitted with the form, representing payment for 1 class.

**Declaration**

**Original PDF file:**

[hw\\_7411819032-101348581\\_.SPACE\\_CHICAGO\\_4TH\\_EXT\\_REQ.pdf](#)

**Converted PDF file(s)** (1 page)

[Signature File1](#)

Signatory's Name: José ROSELLÓ PRATS



Signatory's Position: Director

RAM Sale Number: 8120

RAM Accounting Date: 04/20/2012

Serial Number: 77360099

Internet Transmission Date: Fri Apr 20 10:21:48 EDT 2012

TEAS Stamp: USPTO/ESU-74.118.190.32-2012042010214828

2313-77360099-49028c9802b4b5290a1bad1cd7

283f5dfd8-CC-8120-20120420101348581143

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Space Beach Club, S.A.  
Serial No.: 77/360,099  
Mark: SPACE DANCE CHICAGO (& design)  
Notice of Allowance Issued: April 20, 2010  
Commissioner for Trademarks  
P.O. BOX 1451  
Alexandria, VA 22313-1451

**FOURTH REQUEST FOR EXTENSION OF TIME UNDER 37 CFR 2.89  
TO FILE STATEMENT OF USE**

Applicant requests a six-month extension of time in which to file a Statement of Use under 37 CFR 2.89 in this application.

Applicant has a continued bona fide intention to use the mark in commerce on or in connection with those goods identified in the Notice of Allowance in this application. This is the fourth request for an Extension of Time following the mailing of the Notice of Allowance.

Applicant has not used the mark in commerce yet on or in connection with all services specified in the Notice of Allowance; however, Applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of the services: research and development of blogs, electronic bulletin boards, chat rooms and message boards.

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this Request for Extension of Time to file a statement of Use on behalf of Applicant; that he believes Applicant to be the owner of the mark sought to be registered; and that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

SPACE BEACH CLUB, S.A.

Date: \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

# TEAS ROUTING SHEET

To: INTENT TO USE UNIT

Work Loc: INTENT TO USE SECTION

Doc Type: Extension Request for SOU



Serial Number: 77360099



Mark: SPACE DANCE CHICAGO

Mail Date: 2012/04/20



Examiner Number: 76731



Examiner Name:  
SPRUILL, DARRYL M

LIE Number: 73787



LIE Name:  
WHITE, LORRI N

L.O. Assigned: LAW OFFICE 112

Special Instruction(s):

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Extension Request for SOU	7004	20120420	\$150	1	\$150

**From:** TMOOfficialNotices@USPTO.GOV  
**Sent:** Friday, October 21, 2011 00:09 AM  
**To:** trademarks@hugheshubbard.com  
**Subject:** Trademark Serial Number 77360099 : Official USPTO Notice of Approval of Extension Request

---

## NOTICE OF APPROVAL OF EXTENSION REQUEST

**Serial Number:** 77-360,099  
**Mark:** SPACE DANCE CHICAGO(STYLIZED/DESIGN)  
**Owner:** SPACE BEACH CLUB, S.A.  
**Extension Request Number:** 3  
**Reference Number:** 079621.00246  
**Notice of Allowance Date:** Apr 20, 2010

The USPTO issued a Notice of Allowance on **Apr 20, 2010** for the trademark application identified above. Applicant's **THIRD** request for Extension of Time to File a Statement of Use has been **GRANTED**.

### PLEASE NOTE:

1. Applicant must continue to file extension requests every six (6) months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed, or the USPTO will hold the application abandoned.
2. Applicant may only request a total of five (5) extensions of time.
3. Applicant may **NOT** file a Statement of Use more than thirty-six (36) months from the date the Notice of Allowance was issued.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at [www.uspto.gov](http://www.uspto.gov) or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.



## SOU Extension Request (15 U.S.C. Section 1051(d))

**The table below presents the data as entered.**

Input Field	Entered
<b>SERIAL NUMBER</b>	77360099
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 112
<b>MARK SECTION</b>	
<b>OWNER SECTION (no change)</b>	
<b>GOODS AND/OR SERVICES SECTION</b>	
<b>INTERNATIONAL CLASS</b>	041
<b>CURRENT IDENTIFICATION</b>	Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers
<b>GOODS OR SERVICES</b>	KEEP ALL LISTED
<b>EXTENSION SECTION</b>	
<b>EXTENSION NUMBER</b>	3
<b>ONGOING EFFORT</b>	product or service research or development; promotional activities
<b>ALLOWANCE MAIL DATE</b>	04/20/2010
<b>STATEMENT OF USE</b>	NO
<b>PAYMENT SECTION</b>	
<b>NUMBER OF CLASSES</b>	1
<b>SUBTOTAL AMOUNT</b>	150

<b>TOTAL AMOUNT</b>	150
<b>SIGNATURE SECTION</b>	
<b>ORIGINAL PDF FILE</b>	<a href="#">hw_7411819032-160125047_.SPACE_DANCE_Chic_Req_for_Ext.pdf</a>
<b>CONVERTED PDF FILE(S) (1 page)</b>	<a href="#">\\TICRS\EXPORT11\IMAGEOUT11\773\600\77360099\xml10\ESU0002.JPG</a>
<b>SIGNATORY'S NAME</b>	Jose Luis Benitez Mulero
<b>SIGNATORY'S POSITION</b>	General Manager
<b>FILING INFORMATION</b>	
<b>SUBMIT DATE</b>	Wed Oct 19 16:03:55 EDT 2011
<b>TEAS STAMP</b>	USPTO/ESU-74.118.190.32-2 0111019160355811208-77360 099-480979889ecfcca28f399 dcd34e6e8c580-CC-2500-201 11019160125047946

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**SOU Extension Request  
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

**MARK:** SPACE DANCE CHICAGO (stylized and/or with design)  
**SERIAL NUMBER:** 77360099

The applicant, SPACE BEACH CLUB, S.A., having an address of  
Apartado 132  
Islas Baleares, 07817  
Spain

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 04/20/2010.

For International Class 041:

Current identification: Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers

The applicant has a continued bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with all of the goods and/or services listed in the Notice of Allowance or as subsequently modified for this specific class.

This is the third extension request. The applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of those goods and/or services covered by the extension request: product or service research or development; promotional activities

A fee payment in the amount of \$150 will be submitted with the form, representing payment for 1 class.

**Declaration**

**Original PDF file:**

[hw\\_7411819032-160125047\\_-\\_SPACE\\_DANCE\\_Chic\\_Req\\_for\\_Ext.pdf](#)

**Converted PDF file(s)** (1 page)

[Signature File1](#)

Signatory's Name: Jose Luis Benitez Mulero

Signatory's Position: General Manager

RAM Sale Number: 2500

RAM Accounting Date: 10/20/2011

Serial Number: 77360099

Internet Transmission Date: Wed Oct 19 16:03:55 EDT 2011

TEAS Stamp: USPTO/ESU-74.118.190.32-2011101916035581

1208-77360099-480979889ecfcca28f399dcd34

e6e8c580-CC-2500-20111019160125047946



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Space Beach Club, S.A.  
Serial No.: 77/360,099  
Mark: SPACE DANCE CHICAGO (& design)  
Notice of Allowance Issued: April 20, 2010  
Commissioner for Trademarks  
P.O. BOX 1451  
Alexandria, VA 22313-1451

**THIRD REQUEST FOR EXTENSION OF TIME UNDER 37 CFR 2.89  
TO FILE STATEMENT OF USE**

Applicant requests a six-month extension of time in which to file a Statement of Use under 37 CFR 2.89 in this application.

Applicant has a continued bona fide intention to use the mark in commerce on or in connection with those goods identified in the Notice of Allowance in this application. This is the third request for an Extension of Time following the mailing of the Notice of Allowance.

Applicant has not used the mark in commerce yet on or in connection with all services specified in the Notice of Allowance; however, Applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of the services: research and development of blogs, electronic bulletin boards, chat rooms and message boards.

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this Request for Extension of Time to file a statement of Use on behalf of Applicant; that he believes Applicant to be the owner of the mark sought to be registered; and that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

SPACE BEACH CLUB, S.A.

  
space  
IBIZA

Date: \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

SPACE BEACH CLUB S.A.  
PLAVO DUNOVSKI  
APPROX. 100, 001734 JORGE IBIZA  
TEL 971 334 111 FAX 971 334 111  
www.spaceibiza.com

61553922\_1

# TEAS ROUTING SHEET

To: INTENT TO USE UNIT

Work Loc: INTENT TO USE SECTION

Doc Type: Extension Request for SOU



Serial Number: 77360099



Mark: SPACE DANCE CHICAGO

Mail Date: 2011/10/19



Examiner Number: 76731



Examiner Name:  
SPRUILL, DARRYL M

LIE Number: 73787



LIE Name:  
WHITE, LORRI N

L.O. Assigned: LAW OFFICE 112

Special Instruction(s):

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Extension Request for SOU	7004	20111019	\$150	1	\$150

**From:** TMOOfficialNotices@USPTO.GOV  
**Sent:** Friday, April 22, 2011 00:10 AM  
**To:** reed@hugheshubbard.com  
**Subject:** Trademark Serial Number 77360099 : Official USPTO Notice of Approval of Extension Request

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## NOTICE OF APPROVAL OF EXTENSION REQUEST

**Serial Number:** 77-360,099  
**Mark:** SPACE DANCE CHICAGO(STYLIZED/DESIGN)  
**Owner:** SPACE BEACH CLUB, S.A.  
**Extension Request Number:** 2  
**Reference Number:** 079621.00246  
**Notice of Allowance Date:** Apr 20, 2010

The USPTO issued a Notice of Allowance on **Apr 20, 2010** for the trademark application identified above. Applicant's **SECOND** request for Extension of Time to File a Statement of Use has been **GRANTED**.

### PLEASE NOTE:

1. Applicant must continue to file extension requests every six (6) months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed, or the USPTO will hold the application abandoned.
2. Applicant may only request a total of five (5) extensions of time.
3. Applicant may **NOT** file a Statement of Use more than thirty-six (36) months from the date the Notice of Allowance was issued.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at [www.uspto.gov](http://www.uspto.gov) or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.

## SOU Extension Request (15 U.S.C. Section 1051(d))

**The table below presents the data as entered.**

Input Field	Entered
<b>SERIAL NUMBER</b>	77360099
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 112
<b>MARK SECTION</b>	
<b>OWNER SECTION (no change)</b>	
<b>CORRESPONDENCE SECTION (current)</b>	
<b>NAME</b>	PERLA M. KUHN
<b>FIRM NAME</b>	HUGHES HUBBARD & REED LLP
<b>STREET</b>	1 BATTERY PARK PLZ
<b>CITY</b>	NEW YORK
<b>STATE</b>	New York
<b>POSTAL CODE</b>	10004
<b>COUNTRY</b>	United States
<b>PHONE</b>	(212) 837-6550
<b>FAX</b>	(212) 837-6269
<b>EMAIL</b>	kuhn@hugheshubbard.com
<b>AUTHORIZED TO COMMUNICATE VIA E-MAIL</b>	Yes
<b>ATTORNEY DOCKET NUMBER</b>	79621.0246
<b>CORRESPONDENCE SECTION (proposed)</b>	
<b>NAME</b>	PERLA M. KUHN
<b>FIRM NAME</b>	HUGHES HUBBARD & REED LLP



<b>STREET</b>	One Battery Park Plaza
<b>CITY</b>	NEW YORK
<b>STATE</b>	New York
<b>POSTAL CODE</b>	10004
<b>COUNTRY</b>	United States
<b>EMAIL</b>	reed@hugheshubbard.com
<b>AUTHORIZED TO COMMUNICATE VIA E-MAIL</b>	Yes
<b>ATTORNEY DOCKET NUMBER</b>	079621.00246
<b>GOODS AND/OR SERVICES SECTION</b>	
<b>INTERNATIONAL CLASS</b>	041
<b>CURRENT IDENTIFICATION</b>	Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers
<b>GOODS OR SERVICES</b>	KEEP ALL LISTED
<b>EXTENSION SECTION</b>	
<b>EXTENSION NUMBER</b>	2
<b>ONGOING EFFORT</b>	product or service research or development; market research
<b>ALLOWANCE MAIL DATE</b>	04/20/2010
<b>STATEMENT OF USE</b>	NO
<b>PAYMENT SECTION</b>	
<b>NUMBER OF CLASSES</b>	1
<b>SUBTOTAL AMOUNT</b>	150
<b>TOTAL AMOUNT</b>	150
<b>SIGNATURE SECTION</b>	
<b>ORIGINAL</b>	<a href="#">hw_7411819030-160946565_.space_dance_chicago.pdf</a>

<b>PDF FILE</b>	
<b>CONVERTED PDF FILE(S) (1 page)</b>	<a href="\\TICRS\EXPORT11\IMAGEOUT11\773\600\77360099\xml4\ESU0002.JPG">\\TICRS\EXPORT11\IMAGEOUT11\773\600\77360099\xml4\ESU0002.JPG</a>
<b>SIGNATORY'S NAME</b>	Jose Luis Benitez
<b>SIGNATORY'S POSITION</b>	Manager Director
<b>FILING INFORMATION</b>	
<b>SUBMIT DATE</b>	Tue Apr 19 16:14:54 EDT 2011
<b>TEAS STAMP</b>	USPTO/ESU-74.118.190.30-2 0110419161454870440-77360 099-480afcd864784a9e1e6fb 4581b7db84d61-CC-2819-201 10419160946565427

**SOU Extension Request  
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

**MARK:** SPACE DANCE CHICAGO (stylized and/or with design)  
**SERIAL NUMBER:** 77360099

The applicant, SPACE BEACH CLUB, S.A., having an address of  
Apartado 132  
Islas Baleares, 07817  
Spain

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 04/20/2010.

For International Class 041:

Current identification: Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers

The applicant has a continued bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with all of the goods and/or services listed in the Notice of Allowance or as subsequently modified for this specific class.

This is the second extension request. The applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of those goods and/or services covered by the extension request: product or service research or development; market research

The applicant's current Correspondence Information: PERLA M. KUHN of HUGHES HUBBARD & REED LLP

1 BATTERY PARK PLZ  
NEW YORK, New York (NY) 10004  
United States (USX)

The docket/reference number is 79621.0246.

The applicant's proposed Correspondence Information: PERLA M. KUHN of HUGHES HUBBARD & REED LLP

One Battery Park Plaza  
NEW YORK, New York (NY) 10004  
United States (USX)

The docket/reference number is 079621.00246.

The email address is reed@hugheshubbard.com.

A fee payment in the amount of \$150 will be submitted with the form, representing payment for 1 class.

### **Declaration**

**Original PDF file:**

[hw\\_7411819030-160946565\\_.space.dance.chicago.pdf](#)

**Converted PDF file(s) (1 page)**

[Signature File1](#)

Signatory's Name: Jose Luis Benitez

Signatory's Position: Manager Director

RAM Sale Number: 2819

RAM Accounting Date: 04/20/2011

Serial Number: 77360099

Internet Transmission Date: Tue Apr 19 16:14:54 EDT 2011

TEAS Stamp: USPTO/ESU-74.118.190.30-2011041916145487

0440-77360099-480afcd864784a9e1e6fb4581b

7db84d61-CC-2819-20110419160946565427

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: SPACE BEACH CLUB, S.A.  
Serial No.: 77/360,099  
Mark: SPACE DANCE CHICAGO (and design)  
Notice of Allowance Mailing Date: April 20, 2010

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

**SECOND REQUEST FOR EXTENSION OF TIME UNDER 37 CFR 2.89  
TO FILE STATEMENT OF USE**


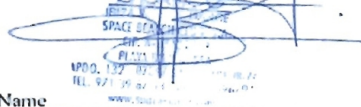
Applicant requests a six-month extension of time in which to file a Statement of Use under 37 CFR 2.89 in this application.

Applicant has a continued bona fide intention to use the mark in commerce on or in connection with those goods identified in the Notice of Allowance in this application.

This is the second request for an Extension of Time following the mailing of the Notice of Allowance.

Applicant has not used the mark in commerce yet on or in connection with all goods specified in the Notice of Allowance; however, Applicant has made ongoing efforts to use the mark in commerce on or in connection with each of the goods, namely, license agreement negotiations, marketing research and service development.

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this Request for Extension of Time to file a statement of Use on behalf of Applicant; that he believes Applicant to be the owner of the mark sought to be registered; and that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

By  SPACE BEACH CLUB, S.A.  
  
Name \_\_\_\_\_  
Title \_\_\_\_\_

April 19, 2011



# TEAS ROUTING SHEET

To: INTENT TO USE UNIT

Work Loc: INTENT TO USE SECTION

Doc Type: Extension Request for SOU



Serial Number: 77360099



Mark: SPACE DANCE CHICAGO

Mail Date: 2011/04/19



Examiner Number: 76731



Examiner Name:  
SPRUILL, DARRYL M

LIE Number: 73787



LIE Name:  
WHITE, LORRI N

L.O. Assigned: LAW OFFICE 112

Special Instruction(s):

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Extension Request for SOU	7004	20110419	\$150	1	\$150

**From:** TMOOfficialNotices@USPTO.GOV  
**Sent:** Thursday, October 7, 2010 00:09 AM  
**To:** kuhn@hugheshubbard.com  
**Subject:** Trademark Serial Number 77360099 : Official USPTO Notice of Approval of Extension Request

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## NOTICE OF APPROVAL OF EXTENSION REQUEST

**Serial Number:** 77-360,099  
**Mark:** SPACE DANCE CHICAGO(STYLIZED/DESIGN)  
**Owner:** SPACE BEACH CLUB, S.A.  
**Extension Request Number:** 1  
**Reference Number:** 79621.0246  
**Notice of Allowance Date:** Apr 20, 2010

The USPTO issued a Notice of Allowance on **Apr 20, 2010** for the trademark application identified above. Applicant's **FIRST** request for Extension of Time to File a Statement of Use has been **GRANTED**.

### PLEASE NOTE:

1. Applicant must continue to file extension requests every six (6) months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed, or the USPTO will hold the application abandoned.
2. Applicant may only request a total of five (5) extensions of time.
3. Applicant may **NOT** file a Statement of Use more than thirty-six (36) months from the date the Notice of Allowance was issued.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at [www.uspto.gov](http://www.uspto.gov) or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.

## SOU Extension Request (15 U.S.C. Section 1051(d))

**The table below presents the data as entered.**

Input Field	Entered
<b>SERIAL NUMBER</b>	77360099
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 112
<b>MARK SECTION</b>	
<b>OWNER SECTION (no change)</b>	
<b>GOODS AND/OR SERVICES SECTION</b>	
<b>INTERNATIONAL CLASS</b>	041
<b>CURRENT IDENTIFICATION</b>	Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers
<b>GOODS OR SERVICES</b>	KEEP ALL LISTED
<b>EXTENSION SECTION</b>	
<b>EXTENSION NUMBER</b>	1
<b>ALLOWANCE MAIL DATE</b>	04/20/2010
<b>STATEMENT OF USE</b>	NO
<b>PAYMENT SECTION</b>	
<b>NUMBER OF CLASSES</b>	1
<b>SUBTOTAL AMOUNT</b>	150
<b>TOTAL AMOUNT</b>	150

**SIGNATURE SECTION**

<b>ORIGINAL PDF FILE</b>	<a href="#">hw_7411818832-135905403_.space_dance_chicago_1st.pdf</a>
<b>CONVERTED PDF FILE(S) (1 page)</b>	<a href="#">\\TICRS\EXPORT11\IMAGEOUT11\773\600\77360099\xml1\ESU0002.JPG</a>
<b>SIGNATORY'S NAME</b>	Jose Luis Benitez
<b>SIGNATORY'S POSITION</b>	Officer

**FILING INFORMATION**

<b>SUBMIT DATE</b>	Tue Oct 05 14:01:19 EDT 2010
<b>TEAS STAMP</b>	USPTO/ESU-74.118.188.32-2 0101005140119912941-77360 099-470e99bb7e93cda693ea0 86cbdba493ec44-CC-270-201 01005135905403847

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**SOU Extension Request  
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

**MARK:** SPACE DANCE CHICAGO (stylized and/or with design)  
**SERIAL NUMBER:** 77360099

The applicant, SPACE BEACH CLUB, S.A., having an address of  
Apartado 132  
Islas Baleares, 07817  
ES

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 04/20/2010.

For International Class 041:

Current identification: Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers

The applicant has a continued bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with all of the goods and/or services listed in the Notice of Allowance or as subsequently modified for this specific class.

This is the first extension request.

A fee payment in the amount of \$150 will be submitted with the form, representing payment for 1 class.

**Declaration**

**Original PDF file:**

[hw\\_7411818832-135905403 . space\\_dance\\_chicago\\_1st.pdf](#)

**Converted PDF file(s) (1 page)**

[Signature File1](#)

Signatory's Name: Jose Luis Benitez

Signatory's Position: Officer



RAM Sale Number: 270  
RAM Accounting Date: 10/06/2010

Serial Number: 77360099  
Internet Transmission Date: Tue Oct 05 14:01:19 EDT 2010  
TEAS Stamp: USPTO/ESU-74.118.188.32-2010100514011991  
2941-77360099-470e99bb7e93cda693ea086cbd  
ba493ec44-CC-270-20101005135905403847

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: SPACE BEACH CLUB, S.A.  
Serial No.: 77/360,099  
Mark: SPACE DANCE CHICAGO (and design)  
Notice of Allowance Mailing Date: April 20, 2010

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

**FIRST REQUEST FOR EXTENSION OF TIME UNDER 37 CFR 2.89  
TO FILE STATEMENT OF USE**

Applicant requests a six-month extension of time in which to file a Statement of Use under 37 CFR 2.89 in this application.

Applicant has a continued bona fide intention to use the mark in commerce on or in connection with those goods identified in the Notice of Allowance in this application.

This is the first request for an Extension of Time following the mailing of the Notice of Allowance.

Applicant has not used the mark in commerce yet on or in connection with all goods specified in the Notice of Allowance; however, Applicant has made ongoing efforts to use the mark in commerce on or in connection with each of the goods.

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this Request for Extension of Time to file a statement of Use on behalf of Applicant; that he believes Applicant to be the owner of the mark sought to be registered; and that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

Date: September 30, 2010

By SPACE BEACH CLUB, S.A.  
  
IBIZA DANCE  
SPACE BEACH CLUB, S.A.  
CH. 7-3431919  
PLAZA DE LA OUSSA  
APDO. 132 06109 SANT JORGE IBIZA  
TEL. 971 39 67 88 FAX 971 396794  
www.space-beach.com

Name \_\_\_\_\_

Title \_\_\_\_\_

# **EXHIBIT M**

## Trademark/Service Mark Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
<b>SERIAL NUMBER</b>	77360099
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 112
<b>EXTENSION OF USE</b>	NO
<b>MARK SECTION (current)</b>	
<b>STANDARD CHARACTERS</b>	NO
<b>USPTO-GENERATED IMAGE</b>	NO
<b>LITERAL ELEMENT</b>	SPACE DANCE CHICAGO
<b>COLOR(S) CLAIMED (If applicable)</b>	The color(s) black, red, blue, light blue and yellow is/are claimed as a feature of the mark.
<b>DESCRIPTION OF THE MARK (and Color Location, if applicable)</b>	The mark consists of the color black appears in the words "SPACE DANCE CHICAGO" and in the line underlining the word "SPACE"; the color red appears in the palm design; the color yellow appears in the shape of the sun; the color blue appears in the half moon; and the color light blue appears in the cloud behind the word "SPACE".
<b>MARK SECTION (proposed)</b>	
<b>MARK FILE NAME</b>	<a href="\\TICRS\EXPORT16\IMAGEOUT 16\773\600\77360099\xml4\SOU0002.JPG">\\TICRS\EXPORT16\IMAGEOUT 16\773\600\77360099\xml4\SOU0002.JPG</a>
<b>STANDARD CHARACTERS</b>	NO
<b>USPTO-GENERATED IMAGE</b>	NO
<b>LITERAL ELEMENT</b>	SPACE DANCE CHICAGO

<b>COLOR MARK</b>	NO
<b>DESCRIPTION OF THE MARK (and Color Location, if applicable)</b>	The mark consists of the word "SPACE" appearing in large lower case letters underscored with the word "CHICAGO" appearing below the underscore in all caps in a lower font size flush right of the word "SPACE"; a palm design appears in the upper left hand corner of the mark above the letters "SP" in the word "SPACE"; and a crescent moon cradling the sun appear in the upper right hand corner of the mark above the letters "CE" in the word "SPACE".
<b>PIXEL COUNT ACCEPTABLE</b>	NO
<b>PIXEL COUNT</b>	176 x 140
<b>MISCELLANEOUS STATEMENTS SECTION</b>	
<b>MISCELLANEOUS STATEMENT</b>	(1) the applicant seeks to withdraw the existing Color Claim from this application and, per conversations with the trademark examiner, believes that such an amendment is not a material alternation of the mark. (2) This Statement of Use replaces the Statement filed on September 21, 2012. A refund of the fee submitted on September 21, 2012, is requested.
<b>OWNER SECTION</b>	
<b>NAME</b>	SPACE IBZ PLANET, S.L.
<b>STREET</b>	JUAN DE AUSTRIA 19
<b>CITY</b>	EIVISSA (ISLAS BALEARES)
<b>ZIP/POSTAL CODE</b>	E-07800
<b>COUNTRY</b>	Spain
<b>GOODS AND/OR SERVICES SECTION</b>	
<b>INTERNATIONAL CLASS</b>	041
<b>CURRENT IDENTIFICATION</b>	Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers
<b>GOODS OR SERVICES</b>	KEEP ALL LISTED
<b>FIRST USE ANYWHERE DATE</b>	09/18/2012
<b>FIRST USE IN COMMERCE DATE</b>	09/18/2012
<b>SPECIMEN FILE</b>	<a href="#">\\TICRS\EXPORT16\IMAGEOUT 16\773\600\77360099\xml4\</a>



<b>NAME(S)</b>	<a href="#">SOU0003.JPG</a>
<b>SPECIMEN DESCRIPTION</b>	Advertisement
<b>REQUEST TO DIVIDE</b>	NO
<b>PAYMENT SECTION</b>	
<b>NUMBER OF CLASSES IN USE</b>	1
<b>SUBTOTAL AMOUNT [ALLEGATION OF USE FEE]</b>	100
<b>TOTAL AMOUNT</b>	100
<b>SIGNATURE SECTION</b>	
<b>ORIGINAL PDF FILE</b>	<a href="#">hw_17316717857-130657874_.SOU_Declaration.pdf</a>
<b>CONVERTED PDF FILE(S) (1 page)</b>	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\773\600\77360099\xml4\SOU0004.JPG</a>
<b>SIGNATORY'S NAME</b>	José ROSELLÓ PRATS
<b>SIGNATORY'S POSITION</b>	Director
<b>FILING INFORMATION</b>	
<b>SUBMIT DATE</b>	Mon Sep 24 13:20:20 EDT 2012
<b>TEAS STAMP</b>	USPTO/SOU-173.167.178.57- 20120924132020063085-7736 0099-4901abb367c9cad5117e 86ea915caf47148-CC-13627- 20120924130657874148

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**Trademark/Service Mark Statement of Use**  
**(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

**MARK:** SPACE DANCE CHICAGO (stylized and/or with design)  
**SERIAL NUMBER:** 77360099

Applicant proposes to amend the mark as follows:

**Current:** SPACE DANCE CHICAGO (Stylized and/or with Design)

The color(s) black, red, blue, light blue and yellow is/are claimed as a feature of the mark.

The mark consists of the color black appears in the words "SPACE DANCE CHICAGO" and in the line underlining the word "SPACE"; the color red appears in the palm design; the color yellow appears in the shape of the sun; the color blue appears in the half moon; and the color light blue appears in the cloud behind the word "SPACE".

**Proposed:**1

The applicant is not claiming color as a feature of the mark. The mark consists of the word "SPACE" appearing in large lower case letters underscored with the word "CHICAGO" appearing below the underscore in all caps in a lower font size flush right of the word "SPACE"; a palm design appears in the upper left hand corner of the mark above the letters "SP" in the word "SPACE"; and a crescent moon cradling the sun appear in the upper right hand corner of the mark above the letters "CE" in the word "SPACE".

The applicant, SPACE IBZ PLANET, S.L., having an address of  
JUAN DE AUSTRIA 19  
EIVISSA (ISLAS BALEARES), E-07800  
Spain

is submitting the following allegation of use information:

For International Class 041:

Current identification: Entertainment centres, namely, night clubs; cinema theaters; discotheques; entertainment in the nature of laser shows; entertainment in the nature of light shows; entertainment, namely, live performances of a musical band; entertainment, namely, live performances of music concerts and shows; entertainment, namely, live performances of groups of singers

The mark is in use in commerce on or in connection with all goods or services listed in the application or Notice of Allowance or as subsequently modified for this specific class

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 09/18/2012, and first used in commerce at least as early as 09/18/2012, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) Advertisement.

[Specimen File1](#)

The applicant is not filing a Request to Divide with this Allegation of Use form.

#### **MISCELLANEOUS STATEMENTS**

(1) the applicant seeks to withdraw the existing Color Claim from this application and, per conversations with the trademark examiner, believes that such an amendment is not a material alternation of the mark.  
(2) This Statement of Use replaces the Statement filed on September 21, 2012. A refund of the fee submitted on September 21, 2012, is requested.

A fee payment in the amount of \$100 will be submitted with the form, representing payment for the allegation of use for 1 class.

#### **Declaration**

##### **Original PDF file:**

[hw\\_17316717857-130657874\\_.SOU\\_Declaration.pdf](#)

##### **Converted PDF file(s) (1 page)**

[Signature File1](#)

Signatory's Name: José ROSELLÓ PRATS

Signatory's Position: Director

RAM Sale Number: 13627

RAM Accounting Date: 09/24/2012

Serial Number: 77360099

Internet Transmission Date: Mon Sep 24 13:20:20 EDT 2012

TEAS Stamp: USPTO/SOU-173.167.178.57-201209241320200

63085-77360099-4901abb367c9cad5117e86ea9

15caf47148-CC-13627-20120924130657874148



space

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DANCE

CHICAGO



ENCLAVE  
PRESENTS

# SPACE IBIZA ON TOUR

WELCOME TO THE MAGICAL WORLD OF SPACE IBIZA

## SATURDAY, NOVEMBER 19TH

FEATURING SPACE'S RESIDENT DJ

# CAMILO FRANCO



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[WWW.SPACEIBIZA.COM](http://WWW.SPACEIBIZA.COM)



In the UNITED STATES  
PATENT AND TRADEMARK OFFICE

To the Commissioner for Trademarks:

Mark: **SPACE DANCE CHICAGO & Device**  
Serial No.: 77360099  
Applicant: **SPACE IBZ PLANET, S.L.**  
Notice of Allowance: April 20, 2010  
Atty Docket: UPM 0333 US

**DECLARATION ACCOMPANYING STATEMENT OF USE**

The applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). The applicant is the owner of the mark sought to be registered, and is using the mark in commerce on or in connection with the goods and/or services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the applicant, that all statements made of his/her own knowledge are true, and that all statements made on information and belief are believed to be true.

**SPACE IBZ PLANET, S.L.**

Date: 18 September 2012

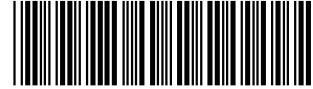
By: 

Name: Jose ROSELLO PRATS

Title: Director

# FEE RECORD SHEET

Serial Number: 77360099



RAM Sale Number: 13627

Total Fees: \$100

RAM Accounting Date: 20120924

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Statement of Use (SOU)	7003	20120924	\$100	1	\$100

Transaction Date: 20120924

